

AUGUST 14, 2014

The City Council of the City of Idaho Falls met in Regular Council Meeting, Thursday, August 14, 2014, in the Council Chambers in the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho at 7:30 p.m.

There were present:

Mayor Rebecca L. Noah Casper
Councilmember Sharon D. Parry
Councilmember Barbara Ehardt
Councilmember Thomas Hally
Councilmember Dee Whittier
Councilmember Ed Marohn
Councilmember Michael Lehto

Also present:

Randy Fife, City Attorney
Kathy Hampton, Deputy City Clerk
All available Division Directors

Mayor Casper requested Boy Scout Carson Briggs to come forward to lead those present in the Pledge of Allegiance.

It was moved by Councilmember Marohn, seconded by Councilmember Hally, to add an Agenda Item "Resolution Regarding Retiree Health Insurance Program", as the Council had directed it to be on the Council Agenda, as was stated in a lawful public meeting (Work Session) and that, due to an inadvertence, it was not placed on the official Agenda that went out. Additionally, it cannot wait until next week because it is directly related to the Council's decision on this same Agenda where the Council will determine whether to accept the tentative budget. Roll call as follows:

Aye: Councilmember Ehardt
Councilmember Whittier
Councilmember Marohn
Councilmember Lehto
Councilmember Hally

Nay: Councilmember Parry

Motion Carried.

CONSENT AGENDA ITEMS

The Deputy City Clerk requested approval of the Minutes for the July 17, 2014 Budget Work Session, the July 21, 2014 Budget Work Session, the July 21, 2014 Council Work Session, the July 24, 2014 Regular Council Meeting, the July 30, 2014 Budget Work Session, and the August 4, 2014 Budget Work Session.

The Deputy City Clerk presented several license applications, including BEER LICENSES to Carniceria Aguililla, Inc. and Red Robin America's Gourmet Burgers and Spirits (Transfer Only), all carrying the required approvals, and requested authorization to issue those licenses.

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The City Clerk requested approval of the Monthly Expenditure Summary for the month of July, 2014, as follows:

| <u>FUND</u> | <u>TOTAL EXPENDITURE</u> |
|--------------------------------------|---------------------------------|
| General Fund | \$ 647,090.52 |
| Street Fund | 52,234.68 |
| Recreation Fund | 29,164.46 |
| Library Fund | 37,221.59 |
| Municipal Equipment Replacement Fund | 4,969.50 |
| Electric Light Public Purpose Fund | 15,869.64 |
| Business Improvement District Fund | 11,400.00 |
| Golf Fund | 55,438.70 |
| Self-Insurance Fund | 51,241.46 |
| Municipal Capital Improvement Fund | 186,927.65 |
| Street Capital Improvement Fund | 135,585.57 |
| Bridge and Arterial Street Fund | 20,222.61 |
| Airport Fund | 40,257.23 |
| Water and Sewer Fund | 823,934.44 |
| Sanitation Fund | 30,407.42 |
| Ambulance Fund | 10,583.56 |
| Electric Light Fund | 3,379,105.21 |
| Payroll Liability Fund | 2,717,957.63 |
| TOTAL | \$8,249,611.87 |

The Deputy City Clerk requested approval of the Monthly Treasurer's Report for the month of June, 2014, as follows:

City of Idaho Falls
July 2014

Dear Mayor and City Council Members:

Attached please find the City of Idaho Falls, Idaho, Monthly Treasurer's Report for the above referenced month, as required by Idaho Code Section 50-208.

This report was filed in the City Clerk's Office on or before the 10th day from the end of the month of the Report.

OATH

I, Kenneth McOmber, the City of Idaho Falls Treasurer, do hereby affirm that this City of Idaho Falls, Idaho, Monthly Treasurer's Report is true and accurate to the best of my knowledge and that it shows the state of the City Treasury as of the date of this Report and the balance of money in the City Treasury, all as required by Idaho Code Section 50-208. (Full Report on File in the City Clerk's Office.)

s/ Kenneth McOmber
Kenneth McOmber

August 7, 2014
Date Signed

STATE OF IDAHO)
County of Bonneville) ss.

(SEAL) s/ Kathy Hampton
Notary Public for Idaho
Residing at Idaho Falls, Idaho
My Commission Expires: 01-03-2020

It was moved by Councilmember Marohn, seconded by Councilmember Lehto, to approve the Consent Agenda in accordance with the recommendations presented. Roll call as follows:

Nay: None

REGULAR AGENDA

City of Idaho Falls
August 11, 2014

TO: Honorable Mayor and City Council
FROM: Jackie Flowers, Idaho Falls Power Director
SUBJECT: RESOLUTION ADOPTING THE 2014 IDAHO FALLS POWER SERVICE
POLICY

Attached for your consideration is a Resolution adopting modifications to the 2014 Idaho Falls Power Service Policy. A copy of the service policy has been filed with the City Clerk or can be viewed at Idaho Falls Power.

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Idaho Falls Power respectfully requests that City Council approve the Resolution and authorize the Mayor to sign the document.

s/ Jackie Flowers

RESOLUTION NO. 2014-10

A RESOLUTION OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, ADOPTING THE IDAHO FALLS POWER SERVICE POLICY (2014) WITH THE ATTACHMENTS TO GOVERN THE PROVISION OF ELECTRICAL SERVICES TO IDAHO FALLS POWER CUSTOMERS, PROVIDING THIS RESOLUTION BE EFFECTIVE UPON ITS PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

WHEREAS, the City owns and operates a municipal electric utility, Idaho Falls Power (hereafter "IFP"), employing a number of dedicated employees in the electric trade and providing services to many customers; and,

WHEREAS, the City has authorized the City Electric Light Division to promulgate written rules and regulations and/or customer service policies regarding its delivery of electrical services pursuant to Idaho Falls City Code; and,

WHEREAS, IFP has developed a Service Policy relative to procedures for new and existing electrical services and addressing what will be required for a customer who desires to receive electric services from IFP; and,

WHEREAS, the Council agrees that the updated Service Policy is an appropriate policy to formally adopt by Resolution to help insure consistent and fair conditions of delivery of electrical services by IFP; and,

WHEREAS, the attachments to the Service Policy are appropriate to explain to all IFP customers and potential customers, what is expected to be provided relative to the receipt of such electric services.

NOW, THEREFORE, BE IT RESOLVED that on behalf of Idaho Falls Power, the Idaho Falls City Council hereby adopts and endorses the Idaho Falls Power Service Policy (2014), with its attachments, as the governing set of rules, regulations, and/or customer service policies regarding deliver of electrical services by IFP to electric customers.

ADOPTED and effective this 15th day of August, 2014.

ATTEST:

CITY OF IDAHO FALLS, IDAHO

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

s/ Rebecca L. Noah Casper
Rebecca L. Noah Casper
Mayor

(SEAL)

AUGUST 14, 2014

STATE OF IDAHO)
) ss:
County of Bonneville)

I, ROSEMARIE ANDERSON, CITY CLERK OF THE CITY OF IDAHO FALLS, IDAHO,
DO HEREBY CERTIFY:

That the above and foregoing is a full, true and correct copy of the Resolution entitled, "A RESOLUTION OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, ADOPTING THE IDAHO FALLS POWER SERVICE POLICY (2014) WITH THE ATTACHMENTS TO GOVERN THE PROVISION OF ELECTRICAL SERVICES TO IDAHO FALLS POWER CUSTOMERS, PROVIDING THIS RESOLUTION BE EFFECTIVE UPON ITS PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW."

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

(SEAL)

It was moved by Councilmember Lehto, seconded by Councilmember Parry, to approve the Resolution adopting modifications to the 2014 Idaho Falls Power Service Policy and give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hally
 Councilmember Marohn
 Councilmember Parry
 Councilmember Lehto
 Councilmember Whittier
 Councilmember Ehardt

Nay: None

Motion Carried.

City of Idaho Falls
August 11, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jackie Flowers, Idaho Falls Power Director
SUBJECT: APPROVE THE USAGE MONITOR SOFTWARE ACCESS AGREEMENT
 WITH EXCELERON

Idaho Falls Power is implementing a new energy management web portal for customers to access to get information on electric use at their premises. Customers can voluntarily sign up for this service if interested. Attached is a copy of the proposed Usage Monitor Software Access Agreement. The City Attorney has reviewed this Agreement.

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Staff recommends that City Council approve that Agreement and authorize the Mayor to execute the document.

s/ Jackie Flowers

The Idaho Falls Power Director appeared to state that Idaho Falls Power is working on providing a platform for customers to be able to access information about their energy usage. This will help customers fine tune their energy use and will be an energy efficiency tool. Exceleron provides a very thorough platform for customer access. This is optional for customers. Idaho Falls Power hopes to have the platform developed and available for view at Idaho Falls Power Open House in September.

Councilmember Lehto stated that the Federal Government is not building base load energy in this country. Idaho Falls Power's Energy Policy is basically one of conservation. It was moved by Councilmember Lehto, seconded by Councilmember Ehardt, to approve the Usage Monitor Software Access Agreement with Exceleron and give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Ehardt
Councilmember Parry
Councilmember Whittier
Councilmember Marohn
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

City of Idaho Falls
August 11, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jackie Flowers, Idaho Falls Power Director
SUBJECT: AUTHORIZE THE MAYOR TO EXECUTE THE INTERMOUNTAIN
POWER SUPERINTENDENTS ASSOCIATION MUTUAL AID
AGREEMENT

Attached is a copy of the Mutual Aid Agreement developed by the Intermountain Power Superintendents Association. Idaho Falls Power executes agreements with neighboring utilities through different organizations to expand the network of utility assistance should an event require outside help.

Idaho Falls Power respectfully requests authorization for the Mayor to execute this Mutual Aid Agreement.

s/ Jackie Flowers

It was moved by Councilmember Lehto, seconded by Councilmember Ehardt, to approve the Mutual Aid Agreement with Intermountain Power Superintendents Association, and give authorization for the Mayor to execute the necessary documents. Roll call as follows:

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Aye: Councilmember Parry
Councilmember Ehardt
Councilmember Hally
Councilmember Whittier
Councilmember Marohn
Councilmember Lehto

Nay: None

Motion Carried.

City of Idaho Falls
August 11, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Jackie Flowers, Idaho Falls Power Director
SUBJECT: BID AWARD FOR CONTROL BUILDING COOLING SYSTEM
IMPROVEMENTS

Attached for your consideration is the bid tabulation for the Control Building Cooling System Improvements. On July 24, Council authorized the bid of this project. Three bids were received and have been reviewed. The project involves upgrading the cooling system in the server room in the control building which has been undependable in recent years.

The low bid of Mountain West Mechanical did not conform with Idaho Code Section 67-2310, specifically naming all of their subcontractors, and was therefore rendered not responsive.

Idaho Falls Power recommends City Council approve the plans and specifications, accept the responsive, responsible bid submitted by Rivers West Construction, Inc. in the amount of \$89,400.00, and authorize the Mayor and City Clerk to sign the documents.

s/ Jackie Flowers

It was moved by Councilmember Lehto, seconded by Councilmember Ehardt, to approve the plans and specifications for the Control Building Cooling System Improvements Project; to reject the bid submitted by Mountain West Mechanical as it did not conform with Idaho Code Section 67-2310, specifically naming all of their subcontractors, and was rendered not responsive; to accept the responsive, responsible bid provided by Rivers West Construction, Inc. in the amount of \$89,400.00; and give authorization for the Mayor and City Clerk to execute the necessary contract documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Whittier
Councilmember Marohn
Councilmember Ehardt
Councilmember Hally
Councilmember Parry

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Nay: None

Motion Carried.

Mayor Casper requested those to come forward who had issues for the City Council that were not otherwise listed on the Council Agenda.

Nancy Carlson, 274 East 24th Street, appeared to state that she wanted to review the needs and wants for the City of Idaho Falls. Needs for the City are electricity, water, sewer, garbage, codes, code inspectors, fire, police, and EMS. These are important items to the taxpayer, as well as citizens, for the best value of the tax dollar needs to be met. Ms. Carlson stated that the City of Idaho Falls needs a strategic plan. One item that she would put into that plan would be that the City should not compete with private business. Within the City's Organization Chart, there should not be a manager overseeing one person. That is not strategic. Ms. Carlson stated that she did not believe that there were enough patrol officers within the Police Division. Further she stated that she is a safety person and would like to see a police officer in uniform attending the City Council Meetings. Ms. Carlson stated that a map should be developed showing all of the lands that the City of Idaho Falls owns. Those properties are out of the tax base. All of those properties should be reviewed to determine which should be sold. She requested to have quantitative proof that facilities need to be built. As a citizen of the City of Idaho Falls, all fees should be reduced. Ms. Carlson stated, further, that she believed that since the Mayor and City Council have to be citizens of the City of Idaho Falls that Department and Division Heads need to be citizens of the City of Idaho Falls.

Mayor Casper stated that the Mayor, City Council, and Division Directors, take very seriously their fiduciary duty to not just support private industry with tax dollars, but to deliver value on the dollar for residents of the City. The City of Idaho Falls does not necessarily purchase property at top dollar, but has purchased great bargains when necessary. A Strategic Planning Session will be held in the Fall of 2014. One of the items on that agenda, is a discussion of properties that the City owns to determine whether some parcels need to be sold. Members of the County have a tax dollar arrangement with the Idaho Falls Public Library.

Councilmember Marohn stated that the golf program has a fee structure that is reduced for City residents. If you are outside of the City or visiting the City, there is an increase in golf fees. Part of the idea for fee increases is that users pay for the program. Councilmember Marohn stated, further, that the Municipal Services Director has provided the Mayor and City Council with a listing of all properties and buildings owned by the City of Idaho Falls. This will be part of the discussion within the strategic planning session. As an example, the City of Idaho Falls Fire Department is looking at an Ambulance Billing Proposal to provide better collection service for ambulance billings.

Steven Poulter, 605 North Capital Avenue, appeared to state that he has been a police officer for 21 years. He is proud to be a police officer protecting the citizens of Idaho Falls. He is proud of the uniform that he wears as he gives service. He took an Oath of Office when he began this job. He carries that oath with him each day to work. He requested the Mayor and City Council to fill the two officer positions that are now empty for the sake of savings.

The City Attorney stated that Mr. Poulter's discussion is on the Council Agenda later in the meeting.

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Mr. Poulter continued by stating that in the early 1970's there were 5-6 police officers on per shift; at the time that Mr. Poulter was hired, there were 5-6 police officers on shift; and, to date with 58,000 population, there are still 6 police officers on shift. He stated that he was not going to present the number of police officers that are on the night shift, due to the fact that bad guys might take advantage of those officers and cause them harm. Mr. Poulter requested that the Mayor and City Council consider hiring more police officers. In 2008 and 2009, there were 91 police officers in the Division. At this time, there are 87 police officers in the Division. Mr. Poulter stated that he believed that there should be over 100 police officers within the Police Division.

The City Attorney, again, stated that there is a public hearing scheduled to address any concerns with the budget and to give public opinion regarding that budget. On the Council Agenda this evening, there is an item regarding the tentative approval of the budget and addressing the publication of a "Notice of Public Hearing" regarding that budget. The City Attorney stated that it was up to Mayor Casper to determine whether it was fair to take public comment at this time or if it would be better to wait until the Public Hearing to be scheduled for August 28, 2014 for that discussion.

Mr. Poulter continued by stating that President Ronald Reagan stated "Peace through Strength". The Police Chief is a good man with a good heart. He has been given the impossible task of keeping the citizens of Idaho Falls safe. There are hundreds of sex offenders registered within the City of Idaho Falls. When an 8 year old girl goes missing, does the public want an immediate response from the Police Division? Mr. Poulter stated that when he lived in California, he was given the opportunity to apply for a job here in Idaho Falls. The benefits were very attractive. So he uprooted his family and moved here. When he looks back at this decision, he wonders whether he would do the same today. In closing, Mr. Poulter requested the Mayor and City Council to increase the number of police officers within the Police Division, so that Idaho Falls does not become a Caldwell or Nampa. That needs to be done soon. If the Mayor and City Council wait to address this issue, it will not matter how much money or officers are thrown at the problem, it will be too late. Mr. Poulter stated that he loves protecting the citizens of Idaho Falls.

Councilmember Parry requested to know whether public comment would be taken on the budget during this meeting. Mayor Casper explained that it was determined at the Work Session on Monday, August 11, 2014 that public comment would only be taken at the public hearing as directed within the "Notice of Public Hearing" being published in the Post Register two times prior to the public hearing. Public comment would only be taken at the public hearing on August 28, 2014 for the Fees and the 2014-2015 Fiscal Year Budget.

Councilmember Lehto gave examples of other entities that receive public input only at a scheduled public hearing. The discussion at the Work Session was whether it was fair to take public comment and perhaps be swayed when people are noticed that the public hearing is scheduled for a date certain. What was decided was that the Mayor and City Council would not take public comment until the budget was presented. This would allow for the taxpayers to be able to review the budget, then make comments at the public hearing scheduled for August 28, 2014. Councilmember Lehto explained, further, that the public hearing date was noticed on the Bonneville County Tax Assessment Notice. Mayor Casper stated that it will be an item of discussion at the Strategic Planning Session as to whether to have more than one date for a public hearing for the budget in the future on the Bonneville County Tax Assessment Notice.

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Councilmember Parry stated that she believed that the City Council should take public comment as soon as the budget information is provided this evening.

Mayor Casper stated that the public will be seeing the tentative budget at this meeting and will have the opportunity to study that information before providing public comment at the public hearing scheduled for August 28, 2014.

Councilmember Lehto stated that he has heard from members of the community who have expressed that the way that the City Council has done this in the past has been highly inappropriate because those meetings have not been advertised. They feel that they have been highly disenfranchised. The public meeting will be noticed in the Post Register on two occasions, with public comment to be taken at the August 28, 2014 Meeting. Councilmember Lehto explained, again, that there is not another single taxing entity in the State of Idaho that does not do it this way.

Victoria Estrada, 2161 Ironwood Drive, appeared to state that last year at this time, Fire Station 5 was closed down for a short period of time. She stated that she chose where her family was to live based upon the safety of the neighborhood. At Thanksgiving time last year, she was in the process of driving her mother home, her mother quit breathing in her car. Fire Station 5 was close to where she was and she pulled into Fire Station 5 for help. The EMS on staff were able to assist her mother to breathe again. Her mother was put into the hospital for several days as she was unconscious. After that time, hospital staff asked the family whether they wanted to wean their mother off of live support. The family determined that would be a good idea. Her mother lived for 21 days following that day and passed away. Ms. Estrada stated that the Mayor and City Council need to make all of the first-responders a priority. The police response is at times more important than the EMS and Firefighters response, due to the fact that they are the first-responders to a scene. They are the first-responders to dangerous scenes.

Bart Whiting, 3045 Silver Circle, Ammon, Idaho, appeared to state that he has been in law enforcement for 15 years, with eight years in corrections and 7 years with the Idaho Falls Police Department. He shared an experience that he had while on his Mission in a rough neighborhood in inner-city Richmond, Virginia. There was a young man getting beat up by a group of 10 people. At the time, he wondered where the police were. That changed his mind about what he wanted to be when he chose a profession. He requested the Mayor and City Council to think about his experience. Mr. Whiting imagined a community where police and firefighters would always be there to answer the call quickly. He felt that the Mayor and City Council have been neglecting the public safety infrastructure. Mr. Whiting stated, further, that he took this job to serve the people of this community. Knowing that a person is valued makes all of the difference in the world. He did not believe that the Mayor and City Council value the police.

The Municipal Services Division submitted the following items for consideration:

City of Idaho Falls
August 8, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Craig Rockwood, Municipal Services Director
SUBJECT: PUBLICATION OF "NOTICE OF PUBLIC HEARING" – IMPOSITION OF
NEW FEES OR FEE INCREASES FOR FISCAL YEAR 2014-2015

AUGUST 14, 2014

Municipal Services respectfully requests the Mayor and Council's approval to publish the attached "Notice of Public Hearing" regarding the imposition of new fees or fee increases for Fiscal Year 2014-2015, with publication dates set for August 17, 2014 and August 24, 2014.

The Public Hearing is scheduled for 7:30 p.m., Thursday, August 28, 2014, at the Council Chambers in the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho.

s/ Craig Rockwood

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the City of Idaho Falls proposes to increase existing fees beginning October 1, 2014, or an imposed new fee of respective fees from the current fiscal year. The fee increases or new fees are necessary to cover increased costs associated with these programs and services.

| SOURCE OF FEES | CURRENT | NEW |
|---|----------|----------|
| Cemetery | | |
| Adult or Child Burial Spaces (Fielding, all spaces in Devotion and Evergreen) | \$400.00 | \$500.00 |
| Adult or Child Burial Spaces (Rose Hill) | 400.00 | 500.00 |
| Sexton Fees | 275.00 | 325.00 |
| Tautphaus Park Zoo | | |
| Penguin Feeding Program (fee for fish to feed penguins) | - | 3.00 |
| Keeper for a Day (program fee) | - | 100.00 |
| Recreation | | |
| Ice Arena | | |
| Ice Fee | 63.75 | 70.00 |
| Admission | | |
| Youth | 3.00 | 3.25 |
| Adult | 3.75 | 4.00 |
| Stick and Shoot and Freestyle (Youth) | 3.75 | 4.00 |
| Stick and Shoot and Freestyle (Adult) | 5.00 | 5.25 |
| Skate Rental | 3.00 | 3.25 |
| Baseball Field Use Fee (game fee) | 12.00 | 14.00 |
| Parks | | |
| Sandy Downs Parking Fee (per vehicle) | - | 5.00 |
| Memorial Bench | - | 550.00 |
| Remembrance Trees | - | 350.00 |
| Building Permits | | |
| Project valuation and plan check fee (see below for all proposed changes) | | |
| Total Valuation Up to \$ | CURRENT | NEW |
| \$1 to \$500 | \$ 16.48 | \$ 18.13 |
| \$600 | 18.54 | 20.39 |
| \$700 | 21.63 | 34.79 |
| \$800 | 24.72 | 27.19 |
| \$900 | 26.78 | 29.46 |
| \$1,000 | 28.84 | 31.72 |
| \$1,100 | 30.90 | 33.99 |
| \$1,200 | 32.96 | 36.26 |
| \$1,300 | 35.02 | 38.52 |
| \$1,400 | 37.08 | 40.79 |
| \$1,500 | 39.14 | 43.05 |
| \$3,000 | 67.80 | 74.58 |
| \$4,000 | 73.13 | 80.44 |
| \$5,000 | 83.43 | 91.77 |
| \$6,000 | 93.73 | 103.10 |
| \$7,000 | 105.06 | 115.57 |
| \$8,000 | 115.36 | 126.90 |
| \$9,000 | 124.63 | 137.09 |
| \$10,000 | 135.96 | 149.56 |

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| | | |
|---|------------------------------|------------------------------|
| \$11,000 | 146.26 | 160.89 |
| \$12,000 | 156.56 | 172.22 |
| \$13,000 | 166.86 | 183.55 |
| \$14,000 | 177.16 | 194.88 |
| \$15,000 | 187.16 | 205.88 |
| \$16,000 | 198.79 | 218.67 |
| \$17,000 | 209.09 | 230.00 |
| \$18,000 | 220.42 | 242.46 |
| \$19,000 | 229.69 | 252.66 |
| \$20,000 | 239.99 | 263.99 |
| \$21,000 | 251.32 | 276.45 |
| \$22,000 | 261.62 | 287.78 |
| \$23,000 | 270.89 | 297.98 |
| \$24,000 | 282.22 | 310.44 |
| \$30,000 | 329.60 | 362.56 |
| \$31,000 | 336.81 | 370.46 |
| \$32,000 | 342.99 | 377.29 |
| \$33,000 | 352.26 | 387.49 |
| \$34,000 | 359.47 | 395.42 |
| \$35,000 | 367.71 | 404.48 |
| \$36,000 | 373.89 | 411.28 |
| \$37,000 | 381.10 | 419.21 |
| \$38,000 | 390.37 | 429.41 |
| \$39,000 | 397.58 | 437.34 |
| \$40,000 | 403.76 | 444.14 |
| \$41,000 | 413.03 | 454.33 |
| \$42,000 | 420.24 | 462.26 |
| \$43,000 | 427.45 | 470.20 |
| \$44,000 | 435.69 | 479.26 |
| \$45,000 | 442.90 | 487.19 |
| \$46,000 | 450.11 | 495.12 |
| \$47,000 | 458.35 | 504.19 |
| \$48,000 | 465.56 | 512.12 |
| \$49,000 | 472.77 | 520.05 |
| \$50,000 | 481.01 | 529.11 |
| For valuation between \$50,001 and \$100,000, \$529.11 shall be charged for the first \$50,000, plus \$5.55 for each additional \$1,000 or fraction thereof | \$481.01 and \$5.05 | \$529.11 and \$5.55 |
| For valuation between \$100,001 and \$500,000, \$820.00 shall be charged for the first \$100,000, plus \$4.26 for each additional \$1,000 or fraction thereof | \$745.72 and \$3.87 | \$820.00 and \$4.26 |
| For valuation between \$500,001 and \$1,000,000, \$2,604.77 shall be charged for the first \$500,000, plus \$3.81 for each additional \$1,000 or fraction thereof | \$2,367.97 and \$3.35 | \$2,604.77 and \$3.81 |
| For valuation of \$1,000,001 and up \$4,520.67 shall be charged for the first \$1,000,000, plus \$2.43 for each additional \$1,000 or fraction thereof | \$4,109.70 and \$2.21 | \$4,520.67 and \$2.43 |
| Commercial Electrical Permits \$27.44 plus 1.5% of the first \$20,000 plus 0.75% of amounts over \$20,000 of the bid amount | 24.95 | 27.44 |
| Commercial Mechanical Permits \$27.44 plus 1.5% of the first \$20,000 plus 0.75% of amounts over \$20,000 of the bid amount | 24.95 | 27.44 |
| Commercial Plumbing Permits \$27.44 plus 1.5% of the first \$20,000 plus 0.75% of amounts over \$20,000 of the bid amount | 24.95 | 27.44 |
| Residential Electrical Permits \$27.44 plus \$5.32 for each electrical service, branch circuit, and hot tub and spa, and \$21.52 for each swimming pool | \$24.95, \$4.84, and \$19.57 | \$27.44, \$5.32, and \$21.52 |
| Residential Mechanical Permits \$27.44 plus \$4.64 for installation or relocation of each mechanical unit | \$24.95 and \$4.22 | \$27.44 and \$4.64 |
| Residential Plumbing Permits \$27.44 plus \$4.64 for installation or relocation of each plumbing fixture and gas piping system | \$24.95 and \$4.22 | \$27.44 and \$4.64 |
| Residential Building Valuation Multipliers Single-Family Dwelling | \$42.90 per square foot | \$47.19 per square foot |
| Finished Basement | \$13.20 per square foot | \$14.52 per square foot |
| Wood – Frame Garage | \$14.10 per square foot | \$15.51 per square foot |
| Unit Fee Schedule for Residential Buildings Schedule 3 (remaining) | | |
| Re-roofing permit | \$20.25 minimum | \$22.27 minimum |

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| | | |
|--|-------|-------|
| Signs, outline lighting systems or marquee – 1 circuit | 5.41 | 5.95 |
| Branch circuits within the same sign, outline lighting system or marquee – each | 3.24 | 3.56 |
| Other Inspections and Fees (covers residential and commercial buildings, plumbing, mechanical, and electrical) | | |
| Inspections outside of normal business hours (minimum charge – 2 hours) | 61.80 | 67.98 |
| Re-inspection fees assessed under provisions of Section 305.8 | 61.80 | 67.98 |
| Inspection for which no fee is specifically indicated (minimum charge – one-half hour) | 61.80 | 67.98 |
| Additional plan review required by changes, additions, or revisions to plan (minimum charge – one-half hour) | 31.93 | 35.12 |

Any person who desires to provide comments regarding such fee increases may appear at 7:30 p.m. on Thursday, August 28, 2014, at the City of Idaho Falls Council Chamber, City Hall Annex, 680 Park Avenue, Idaho Falls, Idaho

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

Published: August 17th and August 24th, 2014

It was moved by Councilmember Marohn, seconded by Councilmember Whittier, to authorize the publication of “Notice of Public Hearing” regarding the new fees or fee increases for Fiscal Year 2014-2015 with publication dates set for August 17, 2014 and August 24, 2014, scheduling the public hearing for Thursday, August 28, 2014 at 7:30 p.m. in the City Council Chambers at the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho. Roll call as follows:

Aye: Councilmember Marohn
Councilmember Lehto
Councilmember Ehardt
Councilmember Hally
Councilmember Parry
Councilmember Whittier

Nay: None

Motion Carried.

City of Idaho Falls
August 8, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Craig Rockwood, Municipal Services Director
SUBJECT: PUBLICATION OF “NOTICE OF PUBLIC HEARING” FOR FISCAL YEAR 2014-2015

Municipal Services respectfully requests the Mayor and Council to tentatively approve the 2014-2015 Fiscal Year Budget in the amount of \$177,578,424.

Approval is also requested to publish the attached “Notice of Public Hearing” of the 2014-2015 Fiscal Year Budget with publication dates set for August 17, 2014 and August 24, 2014.

AUGUST 14, 2014

The Public Hearing is scheduled for 7:30 p.m., Thursday, August 28, 2014, at the Council Chambers in the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho.

s/ Craig Rockwood

NOTICE OF PUBLIC HEARING
PROPOSED BUDGET FOR FISCAL YEAR 2014-2015
CITY OF IDAHO FALLS, IDAHO

A public hearing pursuant to Idaho Code Section 50-1002, will be held for consideration of the proposed budget for the fiscal year from October 1, 2014 to September 30, 2015. The hearing will be held at the City of Idaho Falls Council Chambers, in the City Annex Building, located at 680 Park Avenue, Idaho Falls, Idaho at 7:30 p.m., Thursday, August 28, 2014. All interested persons are invited to appear and provide comments regarding the proposed budget. Copies of the proposed budget are available at the Idaho Falls City Controller's Office during regular office hours (8:00 a.m. to 5:00 p.m., weekdays). City Hall is accessible to persons with disabilities. Anyone desiring accommodations for disabilities in order to allow access to the budget documents or to the hearing should contact the City Controller's Office at 612-8230 at least 48 hours prior to the public hearing. The proposed FY 2015 budget is shown below as FY 2015 proposed expenditures and projected revenues.

| PROPOSED EXPENDITURES | | | |
|--|--|--|--|
| Fund Name | FY 2013 Actual Expenditures | FY 2014 Budget Expenditures | FY 2015 Proposed Expenditures |
| General Fund | | | |
| Mayor and Council | \$ 185,156 | \$ 195,433 | \$ 244,805 |
| Legal | 218,003 | 322,289 | 397,237 |
| Municipal Services | 4,045,490 | 8,777,457 | 8,699,396 |
| Planning and Building | 1,839,617 | 2,183,124 | 2,203,770 |
| Human Resources | 193,787 | 184,167 | 189,971 |
| Police | 12,146,138 | 12,196,676 | 12,407,347 |
| Fire | 10,061,739 | 9,846,523 | 12,292,485 |
| Parks | 5,525,378 | 7,424,669 | 7,902,343 |
| Public Works | <u>1,573,898</u> | <u>1,937,971</u> | <u>1,929,700</u> |
| General Fund Total | <u>\$ 35,789,206</u> | <u>\$ 43,068,309</u> | <u>\$ 46,267,054</u> |
| Special Revenue Funds | | | |
| Street Fund | \$ 4,623,444 | \$ 5,743,246 | \$ 4,988,300 |
| Recreation Fund | 1,316,882 | 1,450,686 | 1,660,385 |
| Library Fund | 2,844,239 | 3,036,396 | 3,092,004 |
| Airport Passenger Facility Charge Fund | 590,028 | 600,000 | 600,000 |
| Municipal Equipment Replacement Fund | 1,015,621 | 1,676,000 | 2,129,500 |
| Electric Light Public Purpose Fund | 290,311 | 300,000 | 300,500 |
| Business Improvement District | 45,600 | 45,600 | 45,600 |
| Golf Fund | <u>2,367,599</u> | <u>2,642,414</u> | <u>2,598,735</u> |
| Special Revenue Funds Total | <u>\$ 13,093,724</u> | <u>\$ 15,494,342</u> | <u>\$ 15,415,024</u> |

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| | | | |
|--|--|--|--|
| Internal Service Fund | | | |
| Self-Insurance Fund | \$ 1,136,794 | \$ 1,043,000 | \$ 1,050,000 |
| Capital Projects Funds | | | |
| Sanitary Sewer Capital Improvement Fund | \$ - | \$ 600,000 | \$ 600,000 |
| Municipal Capital Improvement Fund | 1,050,641 | 1,000,000 | 200,000 |
| Street Capital Improvement Fund | 4,459,949 | 2,250,000 | 5,100,000 |
| Bridge and Arterial Street Fund | 17,086 | 300,000 | 200,000 |
| Water Capital Improvement Fund | - | 1,300,000 | 1,200,000 |
| Surface Drainage Fund | 9,319 | 50,000 | 60,000 |
| Traffic Light Capital Improvement Fund | 287,231 | 1,167,495 | 875,000 |
| Parks Capital Improvement Fund | - | - | 50,000 |
| Capital Projects Funds Total | \$ 5,824,226 | \$ 6,667,495 | \$ 8,285,000 |
| Enterprise Funds | | | |
| Airport Fund | \$ 3,533,908 | \$ 5,062,095 | \$ 4,674,326 |
| Water and Sewer Fund | 21,262,927 | 33,882,622 | 23,601,272 |
| Sanitation Fund | 4,073,292 | 4,732,586 | 4,835,834 |
| Ambulance Fund | 3,909,807 | 3,785,254 | 4,351,101 |
| Electric Fund | 54,202,337 | 71,837,494 | 69,098,813 |
| Enterprise Funds Total | \$ 86,982,271 | \$119,300,051 | \$106,561,346 |
| Total Expenditures – All Funds | \$142,826,221 | \$185,573,197 | \$177,578,424 |
| PROJECTED REVENUES | | | |
| Fund Name | FY 2013 Actual Revenues | FY 2014 Budget Revenues | FY 2015 Projected Revenue |
| Property Tax Levy | | | |
| General Fund | \$ 22,002,992 | \$ 22,025,313 | \$ 22,762,001 |
| Recreation Fund | 481,812 | 483,062 | 490,708 |
| Library Fund | 1,730,786 | 1,732,009 | 1,759,423 |
| Municipal Capital Improvement Fund | 693,572 | 694,066 | 705,051 |
| Fire Retirement | 1,208,591 | 1,238,786 | 1,244,712 |
| Liability Insurance | 595,000 | 595,000 | 613,767 |
| Property Tax Levy Total | \$ 26,712,753 | \$ 26,768,236 | \$ 27,575,662 |
| Revenue Sources Other Than Property Tax | | | |
| General Fund | \$ 14,245,630 | \$ 15,236,988 | \$ 16,659,155 |
| Street Fund | 3,163,277 | 3,914,476 | 3,271,000 |
| Recreation Fund | 906,070 | 875,040 | 937,275 |
| Library Fund | 1,093,474 | 1,102,172 | 1,204,160 |
| Passenger Facility Fund | 590,028 | 600,000 | 600,000 |
| Municipal Equipment Replacement Fund | 81,197 | 50,000 | 100,000 |
| Electric Light Public Purpose Fund | 275,073 | 303,500 | 302,000 |
| Business Improvement District Fund | 50,069 | 52,000 | 52,000 |
| Electric Rate Stabilization Fund | 222,408 | 250,000 | 250,000 |
| Golf Fund | 2,396,019 | 2,659,734 | 2,660,980 |
| Self-Insurance Fund | 1,152,787 | 1,150,000 | 1,200,000 |
| Sanitary Sewer Capital Improvement Fund | 198,860 | 139,250 | 110,250 |
| Municipal Capital Improvement Fund | 82,966 | 1,000 | 26,000 |
| Street Capital Improvement Fund | 1,880,982 | 250,000 | 3,036,000 |
| Bridge and Arterial Street Fund | 23,983 | 36,000 | 41,000 |
| Water Capital Improvement Fund | 318,730 | 169,750 | 170,500 |
| Surface Drainage Fund | 4,535 | 4,500 | 12,000 |
| Traffic Light Capital Improvement Fund | 203,393 | 550,376 | 376,000 |
| Parks Capital Improvement Fund | - | - | - |
| Airport Fund | 3,439,583 | 3,656,088 | 3,847,628 |

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| | | | |
|-----------------------------------|----------------------|----------------------|----------------------|
| Water and Sewer Fund | 21,855,854 | 32,949,500 | 18,385,000 |
| Sanitation Fund | 3,794,328 | 3,774,000 | 3,805,000 |
| Ambulance Fund | 3,406,157 | 3,818,883 | 4,371,772 |
| Electric Fund | 57,117,876 | 55,130,642 | 55,987,702 |
| Fund Transfers | 2,217,877 | 3,083,880 | 2,960,700 |
| Fund Balance Carryover | <u>(2,607,688)</u> | <u>29,047,182</u> | <u>29,636,640</u> |
| Other Revenue Sources Total | <u>\$116,113,468</u> | <u>\$158,804,961</u> | <u>\$150,002,762</u> |
| | | | |
| Total Revenues - All Funds | <u>\$142,826,221</u> | <u>\$185,573,197</u> | <u>\$177,578,424</u> |

I, Rosemarie Anderson, City Clerk of the City of Idaho Falls, Idaho certify that the above is a true and correct statement of the proposed expenditures by fund and the entire estimated revenues and other sources of the City of Idaho Falls, Idaho for the Fiscal Year 2014-2015; all of which have been tentatively approved by the City Council on August 14, 2014 and entered at length in the Journal of Proceedings.

Dated this 14th day of August, 2014.

s/ Rosemarie Anderson
Rosemarie Anderson
City Clerk

Publish: August 17 and August 24, 2014

Councilmember Marohn gave a brief review of the proposed 2014-2015 Budget.

It was moved by Councilmember Marohn, seconded by Councilmember Whittier, to tentatively approve the 2014-2015 Fiscal Year Budget in the amount of \$177,578,424.00; and, to authorize the publication of the "Notice of Public Hearing" regarding the 2014-2015 Fiscal Year Budget with publication dates set for August 17, 2014 and August 24, 2014, scheduling the public hearing for Thursday, August 28, 2014 at 7:30 p.m. in the City Council Chambers at the City Annex Building located at 680 Park Avenue in Idaho Falls, Idaho. Roll call as follows:

Aye: Councilmember Whittier
Councilmember Hally
Councilmember Lehto
Councilmember Ehardt
Councilmember Marohn

Nay: Councilmember Parry

Motion Carried.

City of Idaho Falls
August 6, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Craig Rockwood, Municipal Services Director
SUBJECT: AUTHORIZATION TO CHANGE SERVICES

AUGUST 14, 2014

Attached for your consideration are the three proposed contracts to change the phone and internet services for the City of Idaho Falls.

It is the recommendation of Municipal Services to change the phone and internet services to CenturyLink. In addition, it is recommended to also receive internet services from a second provider, Syringa Wireless. The total yearly amount for these services would be \$28,200.00. Bonneville County has agreed to pay for one half of the internet service contracts. Their share of the contracts will total \$6,900.00 per year.

s/ Craig Rockwood

It was moved by Councilmember Marohn, seconded by Councilmember Whittier, to approve the contract with CenturyLink to provide telephone and internet services for the City of Idaho Falls, as well as to approve the contract with Syringa Wireless to provide internet services, for a total yearly amount of \$28,200.00, with Bonneville County paying for one half (\$6,900.00 per year) of the internet service contracts, and give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hally
Councilmember Marohn
Councilmember Parry
Councilmember Lehto
Councilmember Whittier
Councilmember Ehardt

Nay: None

Motion Carried.

City of Idaho Falls
August 4, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Craig Rockwood, Municipal Services Director
SUBJECT: GENERAL LIABILITY, PROPERTY, VEHICLE LIABILITY, AIRPORT LIABILITY, E & O OF PUBLIC OFFICIALS, POLICE PROFESSIONAL, FIDELITY, EXCESS LIABILITY AND BOILER AND MACHINERY COVERAGE PLACEMENT

It is respectfully requested that the Mayor and Council authorize the placement for the above coverage with ICRMP. The broker is The Hartwell Corporation. The Contract is for one year beginning October 1, 2014, and the premium is \$613,767.00.

s/ Craig Rockwood

It was moved by Councilmember Marohn, seconded by Councilmember Whittier, to approve the placement of General Liability, Property, Vehicle Liability, Airport Liability, E & O of

AUGUST 14, 2014

Public Officials, Police Professional, Fidelity, Excess Liability and Boiler and Machinery Coverage with ICRMP with The Hartwell Corporation being the broker, with coverage beginning October 1, 2014, the premium amount being \$613,767.00. Roll call as follows:

Aye: Councilmember Ehardt
Councilmember Parry
Councilmember Whittier
Councilmember Marohn
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

City of Idaho Falls
August 8, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Craig Rockwood, Municipal Services Director
SUBJECT: BID IF-14-20, OUTAGE MANAGEMENT AND GIS MANAGEMENT

Attached for your consideration is the tabulation for above subject bid.

The low bid of DataVoice did not meet the required specifications (Reference Attachment – Memo from Idaho Falls Power). Therefore, it is the recommendation of Municipal Services and of Idaho Falls Power to accept the responsive responsible bid submitted by Futura Systems, Inc. to furnish a fully complete and developed solution for Outage Management and GIS Management and to implement that solution into Idaho Falls Power infrastructure in the amount of \$95,560.00.

s/ Craig Rockwood

City of Idaho Falls
July 30, 2014

TO: Heidi Carlson, Purchasing Agent
CC: Jackie Flowers, Idaho Falls Power General Manager

FROM: Mark Reed, Idaho Falls Power Generation and Operations
Superintendent

RE: OUTAGE MANAGEMENT BID SPECIFICATION IF-14-20 AWARD
RECOMMENDATION

Heidi, our evaluation team has completed the evaluation of bids for the Outage Management System (IF-14-20). We recommend award to the lowest responsive bidder, Futura Systems, Inc. for the lump sum bid price of \$95,560.00.

AUGUST 14, 2014

The lowest bidder DataVoice (at \$89,395.00), was deemed non-responsive per the Experience and Qualifications section requirements contained on Page Six of the bid specification. The section states: "The bidder shall have a minimum of five (5) years' experience with the manufacture and supply of IVR/Outage Management Systems for the utility industry. The bidder shall provide a list of at least three (3) previous IVR/Outage Management Installations and Owners/Contact for those installations with the bid proposal. These installations must have been in operation for a minimum of one year using the same system being proposed to IFP. Exception to this requirement shall be cause to deem the proposal non-responsive". We contacted all three references provided and none of them had the system being proposed in operation. Additionally, the main component of the DataVoice System proposed was a collaboration with a third party company, 3-GIC, to provide all the GIS related functionality requirements. As part of the evaluation process, we learned that DataVoice had only recently partnered with 3-GIS (per DataVoice's own website) in May of 2014. This is why they do not have any systems that they proposed, in operation for over a year. Please let me know if you have any questions. Thanks,

s/ Mark Reed

It was moved by Councilmember Marohn, seconded by Councilmember Whittier, to reject the bid provided by DataVoice as they did not meet the required specifications; to accept the responsive, responsible bid submitted by Futura Systems, Inc. in the amount of \$95,560.00 to furnish a complete and developed solution for Outage Management and GIS Management; and, to implement that solution into Idaho Falls Power Infrastructure. Roll call as follows:

Aye: Councilmember Parry
Councilmember Ehardt
Councilmember Hally
Councilmember Whittier
Councilmember Marohn
Councilmember Lehto

Nay: None

Motion Carried.

The Public Works Division submitted the following items for consideration:

City of Idaho Falls
August 8, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chris H Fredericksen, Public Works Director
SUBJECT: CHANGE ORDER NO. 4 - "D" STREET UNDERPASS
RECONSTRUCTION PROJECT

Attached is Change Order No. 4 to the "D" Street Underpass Reconstruction Project. The Change Order provides additional compensation to the contractor for crane

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rental due to delays to track installation caused by a Union Pacific Railroad derailment. The additional cost of this Change Order is \$29,181.00. This Change Order has been reviewed by the City Attorney.

Public Works recommends approval of this Change Order; and, authorization for the Mayor and City Clerk to sign the documents.

s/ Chris H Fredericksen

It was moved by Councilmember Ehardt, seconded by Councilmember Lehto, to approve Change Order No. 4 with Cannon Builders, Inc. for the "D" Street Underpass Reconstruction Project in the amount of \$29,181.00 and give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Whittier
Councilmember Marohn
Councilmember Ehardt
Councilmember Hally
Councilmember Parry

Nay: None

Motion Carried.

City of Idaho Falls
August 8, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chris H Fredericksen, Public Works Director
SUBJECT: CHANGE ORDER NO. 1 – WWTP DIGESTER LINING AND COVER REPLACEMENT

Attached is Change Order No. 1 to the WWTP Digester Lining and Cover Replacement Project. The Change Order provides additional compensation to the contractor to remove a partially failed lining system. Removal of this liner was not anticipated within the original bid. The total cost of this Change Order is \$24,055.20. This Change Order has been reviewed by the City Attorney.

Public Works recommends approval of this Change Order; and, authorization for the Mayor and City Clerk to sign the documents.

s/ Chris H Fredericksen

It was moved by Councilmember Ehardt, seconded by Councilmember Lehto, to approve Change Order No. 1 with Alder Construction for the Waste Water Treatment Plant Digester Lining and Cover Replacement Project in the amount of \$24,055.20 and give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

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Aye: Councilmember Marohn
Councilmember Lehto
Councilmember Ehardt
Councilmember Hally
Councilmember Parry
Councilmember Whittier

Nay: None

Motion Carried.

City of Idaho Falls
August 24, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chris H Fredericksen, Public Works Director
SUBJECT: CHANGE ORDER NO. 1 – ADA AND SIDEWALK IMPROVEMENTS
CITYWIDE 2013

Attached is Change Order No. 1 to the ADA and Sidewalk Improvements Citywide 2013 Project. The Change Order deletes six ADA ramps from the original contract and adds eight ramps at other locations for a total cost increase of \$8,000.00. This is a Federal Aid Project and no additional City funds are anticipated to complete this work. This Change Order has been reviewed by the City Attorney.

Public Works recommends approval of this Change Order; and, authorization for Mayor and City Clerk to sign the documents.

s/ Chris H Fredericksen

It was moved by Councilmember Ehardt, seconded by Councilmember Lehto, to approve Change Order No. 1 with JM Concrete for the ADA and Sidewalk Improvements Citywide 2013 Project in the amount of \$8,000.00, of which no additional City funds are anticipated to complete this work, and give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Whittier
Councilmember Hally
Councilmember Lehto
Councilmember Parry
Councilmember Ehardt
Councilmember Marohn

Nay: None

Motion Carried.

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City of Idaho Falls
August 8, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Chris Fredericksen, Public Works Director
SUBJECT: WASTE WATER TREATMENT PLANT PRIMARY TREATMENT UPGRADE
PROJECT – AGREEMENT FOR CONTINUING PROFESSIONAL
SERVICES AND TASK ORDER 14-01

Attached is a proposed Agreement for Continuing Professional Engineering Services with Murray Smith and Associates, Inc., and Task Order 14-01 associated with the WWTP Primary Treatment Upgrades Project. The Task Order scope of work includes project data collection, analysis, project refinement, and a project definition report for a not-to-exceed amount of \$186,384.00. The City Attorney has reviewed the proposed Agreement and Task Order.

Public Works recommends approval of this Agreement for Continuing Professional Engineering Services and Task Order; and, authorization for the Mayor and City Clerk to sign the necessary documents.

s/ Chris H Fredericksen

It was moved by Councilmember Ehardt, seconded by Councilmember Lehto, to approve the Agreement for Continuing Professional Engineering Services and Task Order 14-01 with Murray Smith and Associates, Inc. in the amount of \$186,384.00 for the Waste Water Treatment Plant Primary Treatment Upgrade Project, and give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hally
Councilmember Marohn
Councilmember Parry
Councilmember Lehto
Councilmember Whittier
Councilmember Ehardt

Nay: None

Motion Carried.

The Airport Division submitted the following items for consideration:

City of Idaho Falls
August 14, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Craig H. Davis, Airport Director
SUBJECT: FRONTIER AIRLINES – AIRPORT OPERATING AGREEMENT AND
TERMINAL BUILDING LEASE

AUGUST 14, 2014

The Airport Division respectfully requests Council ratification for the Execution of the Frontier Airlines Airport Operating Agreement and Terminal Building Lease.

The City Attorney has reviewed and approved said Lease.

s/ Craig H. Davis

It was moved by Councilmember Whittier, seconded by Councilmember Parry, to ratify the execution of the Frontier Airlines Airport Operating Agreement and Terminal Building Lease Agreement. Roll call as follows:

Aye: Councilmember Ehardt
Councilmember Parry
Councilmember Whittier
Councilmember Marohn
Councilmember Lehto
Councilmember Hally

Nay: None

Motion Carried.

City of Idaho Falls
August 14, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Craig H. Davis, Airport Director
SUBJECT: BID AWARD; CONSTRUCTION AGREEMENT; AND FEDERAL AVIATION
ADMINISTRATION (FAA) GRANT APPLICATION INCREASE LETTER -
AIRPORT SOUTH QUADRANT APRON, TAXILANE AND ACCESS ROAD
PROJECT – PROJECT NO. AIP 039

The Airport Division respectfully requests Council ratification for the following three (3) items:

1. Execution and Issuance of the Notice of Award to the firm providing the low bid, HK Contractors, Inc. in the amount of \$1,769,288.00. On June 23, 2014, bids were received and opened for the South Quadrant Apron, Taxilane and Access Road Project. A tabulation of the bid results is attached. The FAA has approved the bid tabs and our recommendation to award to the low bidder.

The Notice of Award is contingent upon the issuance and acceptance of FAA Grant Offer AIP 039.

2. Execution of the Construction Agreement between the City of Idaho Falls and HK Contractors, Inc. in the amount of \$1,769,288.00 for the construction of the South Quadrant Apron, Taxilane and Access Road Project. This Project will be funded through an FAA Grant at 93.75% with an Airport match

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of 6.25%. The FAA and City Attorney have reviewed and approved said Agreement. The Construction Agreement is contingent upon the issuance and acceptance of FAA Grant Offer AIP 039.

3. Execution of the Letter to FAA requesting an increase in the Federal Share of AIP 039 Grant Application to total \$1,900,000.00 for the South Quadrant Apron, Taxilane and Access Road Project. The FAA has allocated these additional funds to add to our Project.

s/ Craig H. Davis

It was moved by Councilmember Whittier, seconded by Councilmember Parry, to ratify the Execution and Issuance of the Notice of Award to the firm providing the low bid, HK Contractors, Inc. in the amount of \$1,769,288.00; to ratify the Execution of the Construction Agreement between the City of Idaho Falls and HK Contractors, Inc. in the amount of \$1,769,288.00 for the construction of the South Quadrant Apron, Taxilane and Access Road Project; and, to ratify the Execution of the Letter to FAA requesting an increase in the Federal Share of AIP 039 Grant Application to total \$1,900,000.00 for the South Quadrant Apron, Taxilane and Access Road Project. Roll call as follows:

Aye: Councilmember Parry
Councilmember Ehardt
Councilmember Hally
Councilmember Whittier
Councilmember Marohn
Councilmember Lehto

Nay: None

Motion Carried.

City of Idaho Falls
August 14, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Craig H. Davis, Airport Director
SUBJECT: GAS MAIN EXTENSION CONTRACT – BETWEEN THE CITY OF IDAHO FALLS AND INTERMOUNTAIN GAS COMPANY – AIRPORT SOUTH QUADRANT INFRASTRUCTURE PROJECT

Attached for your consideration is a Gas Main Extension Contract between the City of Idaho Falls and Intermountain Gas Company to support the Airport South Quadrant Infrastructure Project.

The City Attorney has reviewed and approved said Contract.

The Airport Division respectfully requests approval and authorization for the Mayor and City Clerk to sign and execute said document.

s/ Craig H. Davis

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It was moved by Councilmember Whittier, seconded by Councilmember Parry, to approve the Gas Main Extension Contract between the City of Idaho Falls and Intermountain Gas Company to support the Airport South Quadrant Infrastructure Project and give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Lehto
Councilmember Whittier
Councilmember Marohn
Councilmember Ehardt
Councilmember Hally
Councilmember Parry

Nay: None

Motion Carried.

City of Idaho Falls
August 14, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Craig H. Davis, Airport Director
SUBJECT: AGREEMENT FOR TRANSFER OF ENTITLEMENT FUNDS – SOUTH QUADRANT APRON, TAXILANE, AND ACCESS ROAD PROJECT – FAA AIP 039

Attached for your consideration is an Agreement for Transfer of Entitlement Funds between the City of Idaho Falls, Idaho and United States of America – Federal Aviation Administration (FAA).

Bids for the South Quadrant Apron, Taxilane and Access Road Project came in higher than expected. Therefore, the Airport needs to utilize a portion of its FY 2015 FAA Entitlement Funds to adequately construct the project. The Airport has received FAA approval to accomplish this through a one-time temporary transfer of \$200,000.00 of unused FY 2014 Entitlement Grant Funds from the Magic Valley Regional Airport (TWF), City and County of Twin Falls, Idaho. Furthermore, in FY 2015 the City of Idaho Falls Regional Airport will then transfer back the \$200,000.00 to TWF.

The Magic Valley Regional Airport, City of Twin Falls will approve and execute their Agreement for Transfer at the Regular Scheduled City Council Meeting on August 18, 2014. In addition to continuing our positive relationship with other Idaho Airport entities, this multi-agency Agreement is a very positive collaboration in the eyes of the FAA due to the fact it allows them to disperse unused Airport Entitlement Funds during the current fiscal year, as directed by the U. S. Congress.

The City Attorney has reviewed said document.

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The Airport Division respectfully requests approval and authorization for the Mayor and City Attorney to sign and execute said document.

s/ Craig H. Davis

It was moved by Councilmember Whittier, seconded by Councilmember Parry, to approve the Agreement for Transfer of Entitlement Funds between the City of Idaho Falls and United States of America – Federal Aviation Administration for the one-time temporary transfer of \$200,000.00, and give authorization for the Mayor and City Attorney to execute the necessary documents. Roll call as follows:

Aye: Councilmember Marohn
Councilmember Lehto
Councilmember Ehardt
Councilmember Hally
Councilmember Parry
Councilmember Whittier

Nay: None

Motion Carried.

City of Idaho Falls
August 14, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Craig H. Davis, Airport Director
SUBJECT: WORK ORDER NO. 4 WITH T-O ENGINEERS – ON-AIRPORT RENTAL CAR AGENCIES RFP AND ANALYSIS PROJECT

Attached for your consideration is Work Order No. 4 between the City of Idaho Falls, Idaho and Airport Consultants T-O Engineers for the On-Airport Rental Car Agencies Request for Proposals (RFP) and Analysis Project.

The City Attorney has reviewed said document.

The Airport Division respectfully requests approval and authorization for the Mayor and City Clerk to sign and execute said document.

s/ Craig H. Davis

It was moved by Councilmember Whittier, seconded by Councilmember Parry, to approve Work Order No. 4 between the City of Idaho Falls and Airport Consultants T-O Engineers for the On-Airport Rental Car Agencies Request for Proposals and Analysis Project and give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Whittier
Councilmember Hally
Councilmember Lehto

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Councilmember Parry
Councilmember Ehardt
Councilmember Marohn

Nay: None

Motion Carried.

City of Idaho Falls
August 14, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Craig H. Davis, Airport Director
SUBJECT: AIRPORT TERMINAL EXPANSION PROJECT – CHANGE ORDER NO. 5

Attached for your consideration is Change Order No. 5 for the Airport Terminal Expansion Project. This final Change Order is due to work items needed that were not addressed in the original contract and increases the project cost by \$508.58 for a revised contract total of \$2,403,763.55.

The FAA has reviewed and approved this final Change Order as eligible for reimbursement at 93.75%.

The Airport Division respectfully requests City Council approval of this Change Order.

s/ Craig H. Davis

It was moved by Councilmember Whittier, seconded by Councilmember Parry, to approve Change Order No. 5 with Barry Hayes Construction in the amount of \$508.58 (of which the City is responsible for 6.25% of said amount) for the Airport Terminal Expansion Project and give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hally
Councilmember Marohn
Councilmember Parry
Councilmember Lehto
Councilmember Whittier
Councilmember Ehardt

Nay: None

Motion Carried.

The Human Resources Division submitted the following items for consideration:

AUGUST 14, 2014

City of Idaho Falls
August 14, 2014

DIVISION: Human Resources

AGENDA ITEM: Review and action on authorizing the Mayor to sign the City of Idaho Falls Group Health Insurance Rate Sheets with Blue Cross of Idaho.

SUMMARY RECOMMENDATION: The Division of Human Resources recommends the Mayor be authorized to sign the Group Health Insurance Rate Sheets with Blue Cross of Idaho.

BACKGROUND: The Benefits Advisory Committee began meeting in May 2014 to discuss revisions to the proposed 2014-2015 Group Health Insurance Plan. At the first Benefits Advisory Committee Meeting, Mayor Casper informed the Committee that the City could not afford a 12.04% renewal and that much work needed to be done in order to achieve a renewal that was more affordable to the City. She indicated that the City may be able to absorb the Affordable Health Care increases, which are 4.65% of the proposed 12.04% renewal.

The Benefits Advisory Committee worked diligently to develop a proposal that would be a good, long-term solution for the employees and the City. The majority of the Benefits Advisory Committee recommends two options for the 2014-2015 Plan Year (1) PPO and (2) High Deductible Health Plan with Health Save Account (H.S.A.).

The Vision Plan was separated from the medical plan due to ACA requirements. See attached sheet.

Attached for your consideration is the Group Health Insurance Rate Sheets with Blue Cross of Idaho for the new rates that will take effect October 1, 2014.

BUDGET IMPACT: Approximately \$9.4 million annually.

SUGGESTED MOTION: Move to authorize the Mayor to sign the City of Idaho Falls Group Health Insurance Rate Sheets with Blue Cross of Idaho.

SUPPORTING DOCUMENTS:

1. Health Insurance Rate Sheet for the 2014-15 Plan Year – Blue Cross of Idaho
2. Vision Insurance Rate Sheet for the 2014-15 Plan Year – Blue Cross of Idaho

Councilmember Marohn explained that the full 12.04% increase to insurance was born in full by the employees, as recommended by the Benefits Advisory Committee.

It was moved by Councilmember Marohn, seconded by Councilmember Parry, to approve the two options for the 2014-2015 Blue Cross of Idaho Plan Year and give authorization for the Mayor to execute the Group Health Insurance Rate Sheets with Blue Cross of Idaho.

Councilmember Parry suggested that this plan needed to have an FSA (Flexible Spending Account) option, otherwise she would be fully in support of this item.

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Councilmember Marohn explained that the employees will be given instruction regarding the HSA prior to the end of the fiscal year, so that they understand the options involved with that plan. It would only confuse everyone to also add an FSA to this plan. Each plan needs to be fully educated to the employees.

Councilmember Lehto stated that the FSA Plan will be implemented on January 1, 2015. That is the only legal way to implement this program. For IRS purposes, it is a calendar year.

A. J. Argyle, American Insurance Services, appeared to state that the HSA is run on a calendar year, but the FSA can be adapted to a fiscal year or plan year. Mr. Argyle clarified that the Benefits Advisory Committee recommended January 1 start date for the FSA.

Councilmember Marohn stated that this is the wrong time to change the plan.

Mr. Argyle stated that the FSA would begin with a short year, from January 1, 2015 through September 30, 2015, then would begin with an October 1 to September 30 renewal cycle.

Councilmember Lehto questioned whether, for example, a person with a medical issue in November of this year could save receipts and submit them after January 1. Mr. Argyle stated that this was not allowed. There would be a 3-month window where the FSA would not be functioning.

Councilmember Lehto requested to know whether the FSA could be launched for October 1, 2014. Mr. Argyle stated that this was a possibility, but there would be a great amount of confusion, as the plans are so similar.

Mayor Casper stated that as the City is trying to encourage a consumer-driven health care program in the City, one hope was to encourage a migration from a PPO Program to an HSA Program. There is only choice in options this year, there is no forcing to a particular plan.

Roll call as follows:

Aye: Councilmember Ehardt
 Councilmember Whittier
 Councilmember Marohn
 Councilmember Lehto
 Councilmember Hally

Nay: Councilmember Parry

Motion Carried.

It was moved by Councilmember Lehto, that in the essence of timing so that the full calendar year can be realized, that the FSA Option be set up on the Blue Cross PPO Plan on October 1 to follow the plan for the entire year. Mayor Casper stated that she did not hear a second to this motion. The City Attorney stated that there was no notice given by the Council that there was a good faith reason to add that item to the Council Agenda. The risk is that the motion that is made will be nullified because it was done outside the rules that the State has set for Agenda notice. Councilmember Lehto stated that it was a valid

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concern that the City Council was moving forward with the two options, and the employees concern was that the FSA would not become a part of the plan moving forward. Councilmember Lehto stated that he was withdrawing his motion. Councilmember Lehto requested the Human Resources Director to go back to the Benefits Advisory Committee to determine whether a January 1 date was appropriate or an October 1 date would be better.

City of Idaho Falls
August 14, 2014

DIVISION: Human Resources

AGENDA ITEM: Review and action on approving the City of Idaho Falls Group Dental Insurance Renewal Rates with Delta Dental for the 2014-2015 plan year.

SUMMARY RECOMMENDATION: The Division of Human Resources recommends approval of the Group Dental Insurance Renewal Rates with Delta Dental for the 2014-2015 plan year.

BACKGROUND: The proposed Delta Dental rates took no increase for the 2014-2015 plan year. The rates and benefits will continue as is for the upcoming plan year.

BUDGET IMPACT: Approximately \$707,000 based on current enrollment.

SUGGESTED MOTION: Move to approve the City of Idaho Falls Group Dental Insurance Rate with Delta Dental for the 2014-2015 plan year.

SUPPORTING DOCUMENTS:

1. Renewal Notice Letter from Delta Dental.

It was moved by Councilmember Marohn, seconded by Councilmember Hally, to approve the Group Dental Rate Sheets with Delta Dental for the 2014-2015 Plan Year and give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Parry
Councilmember Ehardt
Councilmember Hally
Councilmember Whittier
Councilmember Marohn
Councilmember Lehto

Nay: None

Motion Carried.

City of Idaho Falls
August 14, 2014

DIVISION: Human Resources

AGENDA ITEM: Review and action on a Resolution Rescinding and Discontinuing a 1991 Resolution (Resolution 1991-13) Regarding the Establishment of a Program for Providing Group Health Insurance for Retired Employees of the City Who Wish to Make Voluntary Contributions for the Premiums Therefore.

SUMMARY RECOMMENDATION: The Benefits Advisory Committee recommends approval of the Resolution Rescinding and Discontinuing a 1991 Resolution (Resolution 1991-13) Regarding the Establishment of a Program for Providing Group Health Insurance for Retired Employees of the City Who Wish to Make Voluntary Contributions for the Premiums Therefore.

BACKGROUND: The Benefits Advisory Committee began meeting in May 2014 to discuss various ways to reduce the group health insurance costs. One recommendation from the Committee was to discontinue the City's subsidy for the City's Retiree Medical Plan. The Benefits Advisory Committee recommends this because of the new Affordable Health Care Laws that are in place, which provides more health insurance options for retirees.

Currently, 1.68% of the Active Plan Premium goes toward the Retiree Program, which equates to about \$155,000 per year. The current Retiree Program allows City retirees the option of participating on the City's Retiree Medical Plan and the City pays \$100 per month per retiree to Blue Cross to go toward the retiree's premium.

The proposed resolution proposes the following:

1. Terminating the \$100 subsidy for any new retirees effective 9/30/2014. Starting October 1, 2014, new retirees who retire after September 30, 2014, will no longer be eligible for the \$100 subsidy.
2. Grandfathering current retirees on the City's Retiree Medical Plan, which means that these grandfathered retirees will continue to receive the \$100 subsidy paid to Blue Cross until the plan is terminated or the retiree leaves the plan.
3. New retirees (those coming onto the plan after September 30, 2014) will still be eligible to participate on the City's Retiree Medical Plan, but will not be offered the \$100 subsidy.

Since the Active Employee Medical Insurance will no longer be subsidizing this plan, premiums will increase for the plan participants. Retirees will be responsible for any premium increases.

The City of Idaho Falls will send notices to all retirees on the plan of any premium increases. The notice will also offer to provide assistance and rates to retirees who may be interested in exploring plans on the Government Health Insurance Exchange. Currently, there are about 35 retirees on the program.

BUDGET IMPACT: Reduce City's health insurance-related costs by approximately \$116,000.

SUGGESTED MOTION: Move to approve the Resolution Rescinding and Discontinuing a 1991 Resolution (Resolution 1991-13) Regarding the Establishment of a Program for Providing Group Health Insurance for Retired Employees of the City Who Wish to Make Voluntary Contributions for the Premiums Therefore. Move to approve terminating the Active Employee Medical Insurance Retiree Subsidy.

SUPPORTING DOCUMENTS:

Proposed Resolution Rescinding a 1991 Resolution (Resolution 1991-13).

AUGUST 14, 2014

RESOLUTION NO. 2014-11

A RESOLUTION OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, REVISING A 1991 RESOLUTION (RESOLUTION 1991-13) REGARDING THE ESTABLISHMENT OF A PROGRAM FOR PROVIDING GROUP HEALTH INSURANCE FOR RETIRED EMPLOYEES OF THE CITY WHO WISH TO MAKE VOLUNTARY CONTRIBUTIONS FOR THE PREMIUMS THEREFORE; AND PROVIDING THAT THIS RESOLUTION BE EFFECTIVE UPON ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.

WHEREAS, the City Council passed a Resolution effective beginning December 1, 1991 (Resolution 1991-13) that established a program for providing group health insurance for retired employees of the City who wished to make voluntary contributions for the premiums therefore; and,

WHEREAS, the "Plan" currently provided by the City pursuant to Resolution 1991-13 is referred to as the City's Retiree Medical Plan; and,

WHEREAS, in Resolution 1991-13, the City reserved to itself the sole and exclusive right to determine the terms and conditions of the City's Retiree Medical Plan or any amendment thereto; and,

WHEREAS, the City stated in the 1991 Resolution that "[n]othing herein shall obligate the employer [City] to obtain or maintain any level or type of coverage under the Plan, or to otherwise participate in any other way in the maintenance and administration of the Plan"; and,

WHEREAS, the City hereby affirms and exercises its reserved right to solely determine the contents of the Resolution 1991-13, and the contents, extent, liability coverage, extension, or any amendment to a City's Retiree Medical Plan referred to in Resolution 1991-13; and,

WHEREAS, Council hereby wishes to revise the Resolution 1991-13 by the passage of this Resolution; and,

WHEREAS, paragraph three (3) of Resolution 1991-13 provides that, each month after the retirement of a subscriber (retiree), the City will pay a portion of the retiree's premium payment for the City's Retiree Medical Plan in the amount of one hundred dollars (\$100) per month; and,

WHEREAS, the City desires to revise Ordinance 1991-13 by discontinuing the one hundred dollar (\$100) retiree's premium payment subsidy for City employees who retire and are enrolled in the City's Retiree Medical Plan on before midnight, local time on September 30, 2014.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF IDAHO FALLS, AS FOLLOWS:

AUGUST 14, 2014

That the Resolution effective beginning December 1, 1991 (Resolution 1991-13) regarding the establishment of a program for providing group health insurance for retired employees of the City who wish to make the voluntary contributions for the premiums therefore, shall be, and is hereby revised as follows, as of effective date of this Resolution:

1. Employees who are currently in the City's Retiree Medical Plan (i.e., the "Plan" as defined in paragraph 1 of Resolution 1991-13) or are enrolled in the City's Retiree Medical Plan on or after midnight, local time, September 30, 2014, may continue in the City's Retiree Medical Plan under the same terms and conditions as contained in Resolution 1991-13 (which includes the (\$100) retiree's premium payment subsidy paid monthly by the City).
2. Any City employee who is not enrolled in the City's Retiree Medical Plan on or before midnight, local time, September 30, 2014, shall be ineligible to receive the one hundred dollar (\$100) per month retiree's premium payment subsidy for the City's Retiree Medical Plan.
3. The City shall cease to pay any amount of a retiree's premium payment subsidy for a City retiree, who does not remain enrolled in the City's Retiree Medical Plan on or before midnight, local time, September 30, 2014.
4. Any portions of Resolution 1991-13 which are inconsistent with this Resolution shall be hereby null and void, as of the effective date of this Resolution.
5. All other terms and conditions contained within Resolution 1991-13 shall remain in effect until rescinded or otherwise changed by City Council.
6. This Resolution is not intended to, and shall not create any right, duty, benefit, obligation or liability of any kind to any past, present or future City employee other than as specifically stated in this Resolution (and Resolution 1991-13, as amended by this Resolution).

ADOPTED and effective this 14th day of August, 2014.

CITY OF IDAHO FALLS, IDAHO

s/ Rebecca L. Noah Casper
Rebecca L. Noah Casper, Mayor

ATTEST:

s/ Rosemarie Anderson
Rosemarie Anderson, City Clerk
(SEAL)

It was moved by Councilmember Marohn, seconded by Councilmember Hally, to approve the Resolution rescinding and discontinuing a 1991 Resolution (Resolution 1991-13) regarding the establishment of a program for providing group health insurance for retired employees of the City who wish to make voluntary contributions for the premiums therefore. Roll call as follows:

AUGUST 14, 2014

Aye: Councilmember Hally
Councilmember Marohn
Councilmember Parry
Councilmember Lehto
Councilmember Whittier
Councilmember Ehardt

Nay: None

Motion Carried.

It was moved by Councilmember Marohn, seconded by Councilmember Lehto, to approve terminating the active employee medical insurance retiree subsidy. Roll call as follows:

Aye: Councilmember Whittier
Councilmember Hally
Councilmember Lehto
Councilmember Parry
Councilmember Ehardt
Councilmember Marohn

Nay: None

Motion Carried.

The City Attorney Division submitted the following item for consideration:

City of Idaho Falls
August 13, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Randall D. Fife, City Attorney
SUBJECT: ORDINANCE – CITY CODE (FEES)

Mayor and Council:

Attached please find the following:

1. An Ordinance Amending the City Code to remove fee amounts from the Code.

The City Attorney's Office recommends consideration and adoption of the draft Ordinance removing the fee amounts from the City Code.

s/ Randall D. Fife

It was moved by Councilmember Parry, seconded by Councilmember Ehardt, to approve the Ordinance removing the fee amounts from the Idaho Falls City Code under the suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary. Roll call as follows:

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Aye: Councilmember Lehto
Councilmember Whittier
Councilmember Marohn
Councilmember Ehardt
Councilmember Hally
Councilmember Parry

Nay: None

Motion Carried.

At the request of Mayor Casper, the Deputy City Clerk read the following Ordinance by title only:

ORDINANCE NO. 2964

AN ORDINANCE OF THE CITY OF IDAHO FALLS,
IDAHO, AMENDING THE IDAHO FALLS CITY
CODE, TO REMOVE FEE AMOUNTS FROM THE
CITY CODE; AND PROVIDING SEVERABILITY,
CODIFICATION, PUBLICATION BY SUMMARY, AND
ESTABLISHING EFFECTIVE DATE.

The Parks and Recreation Division submitted the following items for consideration:

City of Idaho Falls
August 12, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Greg A. Weitzel, Parks and Recreation Director
SUBJECT: VENDING BEVERAGE SERVICE AGREEMENT BETWEEN CITY OF
IDAHO FALLS AND PEPSI COLA OF IDAHO FALLS

Attached for your consideration is the Agreement for Beverage Vending Services between the City of Idaho Falls and Pepsi Cola of Idaho Falls for a period of five (5) years. This Agreement has been reviewed and approved by the City Attorney.

The Parks and Recreation Division respectfully requests authorization for the Mayor and City Clerk to execute the contract to enter into said Agreement with Pepsi Cola.

s/ Greg A. Weitzel

Councilmember Hally clarified that this Agreement is only within the Parks and Recreation Division. It was moved by Councilmember Hally, seconded by Councilmember Whittier, to approve the Beverage Vending Services Agreement with Pepsi Cola Company and give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Marohn
Councilmember Lehto

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Councilmember Ehardt
Councilmember Hally
Councilmember Parry
Councilmember Whittier

Nay: None

Motion Carried.

City of Idaho Falls
August 12, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Greg A. Weitzel, Parks and Recreation Director
SUBJECT: SNAKE RIVER ANIMAL SHELTER LONG-TERM LEASE AGREEMENT

As per the Memorandum of Understanding between the City of Idaho Falls and the Snake River Animal Shelter approved by City Council on November 22, 2011, the Parks and Recreation Division and the Snake River Animal Shelter Review Committee respectfully requests the approval of the thirty (30) year term Lease Agreement with the Snake River Animal Shelter and authorization for the Mayor and City Clerk to execute the necessary documents. The Lease Agreement has been reviewed and approved by the City Attorney.

s/ Greg A. Weitzel

It was moved by Councilmember Hally, seconded by Councilmember Whittier, to approve the Lease Agreement with the Snake River Animal Shelter and give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Whittier
Councilmember Hally
Councilmember Lehto
Councilmember Parry
Councilmember Ehardt
Councilmember Marohn

Nay: None

Motion Carried.

The Planning and Building Division submitted the following items for consideration:

City of Idaho Falls
August 8, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Brad Cramer, Planning and Building Director
SUBJECT: FINAL PLAT AND REASONED STATEMENT OF RELEVANT CRITERIA
AND STANDARDS – KINGWOOD ADDITION, DIVISION NO. 1, 1ST
AMENDED

AUGUST 14, 2014

Attached is the application for a Final Plat and Reasoned Statement of Relevant Criteria and Standards for Kingwood Addition, Division No. 1, 1st Amended. The Planning Commission considered this item at its August 5, 2014 Meeting and recommended approval by a 6-0 vote. Staff concurs with this recommendation. This item is now being submitted to the Mayor and City Council for consideration.

s/ Brad Cramer

The Planning and Building Director located the subject area on a map and further explained the request. Following is a list of exhibits used in connection with this Final Plat request:

| | |
|-----------|---|
| Slide 1 | Vicinity Map showing surrounding zoning |
| Slide 2 | Aerial Photo |
| Slide 3 | Final Plat under consideration |
| Slide 4 | Site Photo looking west across property from access on east side of Hitt Road |
| Slide 5 | Site Photo looking northwest across property |
| Exhibit 1 | Vicinity Map |
| Exhibit 2 | Aerial Photo |
| Exhibit 3 | Final Plat |
| Exhibit 4 | Draft Planning Commission Minutes dated August 4, 2014 |
| Exhibit 5 | Staff Report dated August 4, 2014 |
| Exhibit 6 | Reasoned Statement of Relevant Criteria and Standards |
| Exhibit 7 | Existing Development Agreement |

It was moved by Councilmember Whittier, seconded by Councilmember Hally, to approve the Final Plat for Kingwood Addition, Division No. 1, 1st Amended and give authorization for the Mayor, City Engineer, and City Clerk to sign said Final Plat. Roll call as follows:

Aye: Councilmember Hally
Councilmember Marohn
Councilmember Parry
Councilmember Lehto
Councilmember Whittier
Councilmember Ehardt

Nay: None

Motion Carried.

It was moved by Councilmember Whittier, seconded by Councilmember Hally, to approve the Reasoned Statement of Relevant Criteria and Standards for Kingwood Addition, Division No. 1, 1st Amended and give authorization for the Mayor to execute the necessary documents. Roll call as follows:

Aye: Councilmember Hally
Councilmember Marohn
Councilmember Parry
Councilmember Lehto
Councilmember Ehardt
Councilmember Whittier

AUGUST 14, 2014

Nay: None

Motion Carried.

City of Idaho Falls
August 8, 2014

MEMORANDUM

TO: Honorable Mayor and City Council
FROM: Brad Cramer, Planning and Building Director
SUBJECT: RESOLUTION DIRECTING IDAHO FALLS REDEVELOPMENT AGENCY
TO PREPARE URBAN RENEWAL PLAN FOR EAGLE RIDGE AREA

Attached is a packet submitted by Renee Magee, Executive Director of the Idaho Falls Redevelopment Agency which includes a Resolution and supporting documentation directing the Agency to prepare an Urban Renewal Plan for the Eagle Ridge Area. The area includes approximately 53 acres of land contiguous to the Snake River Urban Renewal District and the River Commons District. Because some of the land proposed for the district is outside City of Idaho Falls limits, included in this packet is a Resolution passed by the Bonneville County Commissioners accepting the eligibility report and justification for designating the area as an appropriate urban renewal project. This item is now being submitted to the Mayor and City Council for consideration.

s/ Brad Cramer

The Planning and Building Director located the subject area on a map and further explained the request. Following is a list of exhibits used in connection with this request:

- | | |
|---------|---|
| Slide 1 | Map showing Study Area for Eagle Ridge Urban Renewal District (which includes City and County property) |
| Slide 2 | Summary of Process for Creating an Urban Renewal District: <ul style="list-style-type: none">• Governing body reviews and accepts eligibility report prepared by the Redevelopment Agency and authorizes the Agency to prepare plan for the proposed district.• Redevelopment Agency prepares the plan. The plan is presented to the Planning commission at a public hearing for consideration and recommendation to City Council.• City Council holds a public hearing to approve the plan and an ordinance creating the district. |
| Slide 3 | When a portion of the district is outside City limits, the Board of County Commissioners must also accept the eligibility report and pass a Resolution. Bonneville County Commissioners approved a Resolution on August 6, 2014. |
| Slide 4 | To be eligible, the proposed district must meet at least one of the following criteria: <ul style="list-style-type: none">1. The presence of a substantial number of deteriorated or deteriorating structures and deterioration of site.2. Age or obsolescence.3. Predominance of defective or inadequate street layout |

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4. Outmoded street patterns.
5. Need for correlation of area with other areas of a municipality by streets and modern traffic requirements.
6. Faulty lot layout in relation to size, adequacy, accessibility or usefulness.
7. Unsuitable topography or faulty lot layouts
8. Insanitary or unsafe conditions.
9. Diversity of ownership.
10. Substantially impairs or arrests the sound growth of a municipality.
11. Conditions which retard development of the area.
12. Results in economic underdevelopment of the area and economic disuse.

| | |
|-----------|---|
| Slide 5 | Site Photo showing problems with utilities |
| Slide 6 | Site Photo showing construction dumping problems |
| Slide 7 | Site Photo showing streets that are substandard and in need of repair |
| Slide 8 | Site Photo showing issues with infrastructure |
| Slide 9 | Site Photo of abandoned, exposed pipe |
| Slide 10 | Site Photo of current condition of streets, not up to City standards |
| Slide 11 | Site Photo showing topography of land and previous uses of land |
| Exhibit 1 | Memo from Idaho Falls Redevelopment Agency: |

Idaho Falls Redevelopment Agency
August 7, 2014

MEMORANDUM

TO: Mayor and Council
Brad Cramer, Planning and Building Director

FROM: Renee R. Magee, Executive Director

SUBJECT: RESOLUTION DIRECTING AGENCY TO PREPARE URBAN
RENEWAL PLAN FOR EAGLE RIDGE AREA,
APPROXIMATELY 53 ACRES CONTIGUOUS TO THE
SNAKE RIVER URBAN RENEWAL DISTRICT AND THE
RIVER COMMONS DISTRICT

Attached are a brief description of the process to create an urban renewal district, a map of a proposed Eagle Ridge District, and a Resolution for consideration of the Mayor and City Council to find the Eagle Ridge Area eligible for a district and to direct the Agency to prepare an urban renewal plan. Attached to the City resolution is a copy of the eligibility report, a copy of the Agency Resolution approving the Eligibility Report, and a copy of the Resolution of the Board of Bonneville County Commissioners approving the findings of the eligibility study. Prior to the passage of an ordinance approving the proposed urban renewal district, there needs to be an intergovernmental agreement between the City and County. If the proposed district includes only lands within the boundaries of the City, such an intergovernmental agreement is not necessary.

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If you have any questions about these materials, please call me at 525-8845 or email me at rmagee@idahofallsidaho.gov. Thank you for your consideration of this matter.

Attachments: 1. Brief Description of Process for Creating Urban
Renewal District
 2. Map of Proposed District
 3. Resolution Determining Area Deteriorated and
Directing Development of Plan for Proposed
Eagle Ridge District

s/ Renee R. Magee

| | |
|-----------|---|
| Exhibit 2 | Brief Description of Process for Creating Urban Renewal District |
| Exhibit 3 | Map of Proposed District |
| Exhibit 4 | Resolution Determining Area Deteriorated and Directing Development of Plan for Proposed Eagle Ridge District |
| Exhibit 5 | Eligibility Report for Eagle Ridge Urban Renewal District |
| Exhibit 6 | Copy of Resolution Passed by Bonneville County Accepting Eligibility Report |

The Planning and Building Director stated that all twelve conditions are met, making this proposed district eligible to become an urban renewal district. Further, the Planning and Building Director briefly reviewed the Eligibility Report for Eagle Ridge Urban Renewal District.

Mayor Casper commended the Idaho Falls Redevelopment Agency for their work on this Urban Renewal District Plan.

The Planning and Building Director stated that there were a number of land owners and developers that requested the Idaho Falls Redevelopment Agency to look at the Eagle Ridge Area for development as a possible Urban Renewal Area.

Following is the Resolution by the Board of Commissioners of the Urban Renewal Agency of Idaho Falls, Idaho:

BY THE BOARD OF COMMISSIONERS OF THE URBAN RENEWAL AGENCY OF
IDAHO FALLS, IDAHO (RESOLUTION NO. 2014-4):

A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF THE IDAHO FALLS REDEVELOPMENT AGENCY OF
IDAHO FALLS, IDAHO, ACCEPTING THAT CERTAIN
REPORT ON ELIGIBILITY FOR THE EAGLE RIDGE
URBAN RENEWAL DISTRICT AS AN URBAN RENEWAL
AREA AND JUSTIFICATION FOR DESIGNATING THE
AREA AS APPROPRIATE FOR AN URBAN RENEWAL
PROJECT; AUTHORIZING THE CHAIRMAN OR
ADMINISTRATOR TO TRANSMIT THE REPORT AND THIS
RESOLUTION TO THE CITY COUNCIL OF THE CITY OF
IDAHO FALLS REQUESTING ITS CONSIDERATION FOR
DESIGNATION OF AN URBAN RENEWAL AREA AND
SEEKING FURTHER DIRECTION FROM THE COUNCIL;
AND PROVIDING AN EFFECTIVE DATE.

THIS RESOLUTION, made on the date hereinafter set forth by the Idaho Falls Redevelopment Agency of Idaho Falls, Idaho, an independent public body corporate and politic, authorized under the authority of the Idaho Urban Renewal Law of 1965, as amended, Chapter 20, Title 50, Idaho Code, a duly created and functioning urban renewal agency for Idaho Falls, Idaho, hereinafter referred to as the "Agency".

WHEREAS, the Agency, an independent public body, corporate and politic, is an urban renewal agency created by and existing under the authority of and pursuant to the Idaho Urban Renewal Law of 1965, being Idaho Code, Title 50, Chapter 20, as amended and supplemented ("Law");

WHEREAS, the City Council of the City of Idaho Falls, Idaho (the "City"), on December 22, 1988, after notice duly published, conducted a public hearing on the Lindsay Boulevard Urban Renewal Plan (the "Urban Renewal Plan");

WHEREAS, following said public hearing the City adopted its Ordinance No. 1926 on December 23, 1988, approving the Urban Renewal Plan and making certain findings;

WHEREAS, the City, on December 10, 1992, after notice duly published, conducted a public hearing on the Amended and Restated Urban Renewal Plan (the "Amended and Restated Urban Renewal Plan");

WHEREAS, following said public hearing, the City adopted its Ordinance No. 2084 on December 10, 1992, approving the Amended and Restated Urban Renewal Plan and making certain findings;

WHEREAS, the City, on November 14, 2002, after notice duly published, conducted a public hearing on the Second Amended and Restated Urban Renewal Plan (the "Second Amended and Restated Urban Renewal Plan");

WHEREAS, following said public hearing, the City adopted its Ordinance No. 2467 on November 14, 2002, approving the Second Amended and Restated Urban Renewal Plan and making certain findings;

WHEREAS, the City, on October 14, 2004, after notice duly published, conducted a public hearing on the River Commons Urban Renewal Plan (the "River commons Plan");

WHEREAS, following said public hearing, the City adopted its Ordinance No. 2256 on October 14, 2004, approving the River Commons Plan and making certain findings;

WHEREAS, the City, on October 14, 2006, after notice duly published, conducted a public hearing on the First Amendment to the Second Amended and Restated Lindsay Boulevard Urban Renewal Plan, concerning the Downtown Addition (the "Downtown Addition");

WHEREAS, following said public hearing, the City adopted its Ordinance No. 2685 on December 14, 2006, approving the Downtown Addition and making certain findings;

WHEREAS, the City, on December 13, 2007, after notice duly published, conducted a public hearing on the Pancheri-Yellowstone Urban Renewal Plan (the "Pancheri-Yellowstone Plan");

WHEREAS, following said public hearing, the City adopted its Ordinance No. 2731 on December 13, 2007, approving the Pancheri-Yellowstone Plan and making certain findings;

WHEREAS, based on inquiries and information presented, it has become apparent that additional property within the City may be deteriorating or deteriorated and should be examined as to whether such an area is eligible for urban renewal planning purposes;

WHEREAS, the Agency commenced certain discussions concerning examination of the additional area as appropriate for an urban renewal project;

WHEREAS, during 2014, the Agency authorized the commencement of an eligibility study and preparation of an eligibility report of an area located between I-15 and the Porter Canal south of Pancheri Drive and surrounding properties;

WHEREAS, the Agency has obtained an eligibility report (the "Report"), which examined an area in Idaho Falls, in an area known as the Eagle Ridge Area for the purpose of determining whether such area was a deteriorating area and deteriorated area as defined by Idaho Code Sections 50-2018(9) and 50-2903(8);

WHEREAS, the Report dated July 2014, has been submitted to the Agency, a copy of which is attached hereto as Exhibit A;

WHEREAS, pursuant to Idaho Code Section 50-2008, an urban renewal project may not be planned or initiated unless the local governing body has, by resolution, determined such area to be a deteriorated area or deteriorating area, or combination thereof, and designated such area as appropriate for an urban renewal project;

WHEREAS, Idaho Code Section 50-2906, also requires that in order to adopt an urban renewal plan containing a revenue allocation financing provision, the local governing body must make a finding or determination that the area included in such plan is a deteriorated area or deteriorating area.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE BOARD OF COMMISSIONERS OF THE IDAHO FALLS REDEVELOPMENT AGENCY OF IDAHO FALLS, IDAHO, AS FOLLOWS:

Section 1. That the above statements are true and correct.

Section 2. That the Board acknowledges acceptance and receipt of the Report.

Section 3. That the Chair of the Board of Directors or Administrator is hereby authorized to transmit the Report to the Idaho Falls City Council requesting that the Council:

a. Determine whether the Eagle Ridge Area identified in the Report qualifies as an urban renewal project and justification for designating the area, as appropriate, for an urban renewal project;

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b. If such designation is made, whether the Agency should proceed with the preparation of an Urban Renewal Plan for the area, which Plan may include a revenue allocation provision as allowed by law.

Section 4. That this Resolution shall be in full force and effect immediately upon its adoption and approval.

PASSED by the Idaho Falls Redevelopment Agency of the City of Idaho Falls, Idaho, on July 17, 2014. Signed by the Chair of the Board of Commissioners, and attested by the Secretary to the Board of Commissioners, on July 17, 2014

s/ Lee Radford
Lee Radford, Chair

ATTEST:

s/ Terri Gadzik
Terri Gadzik, Secretary

Following is the Resolution by the Board of Commissioners of Bonneville County, Idaho:

RESOLUTION NO. 14-03

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BONNEVILLE COUNTY, IDAHO, ADOPTING THE FINDINGS OF THE IDAHO FALLS REDEVELOPMENT AGENCY, THE URBAN RENEWAL AGENCY OF THE CITY OF IDAHO FALLS, IDAHO, ADOPTED BY RESOLUTION ON JULY 17, 2014, IN RESOLUTION NO. 2014-4; ACCEPTING THAT CERTAIN REPORT PREPARED FOR THE IDAHO FALLS REDEVELOPMENT AGENCY ON THE ELIGIBILITY FOR CERTAIN PROPERTY REFERRED TO AS THE EAGLE RIDGE AREA AS AN URBAN RENEWAL AREA AND REVENUE ALLOCATION AREA AND JUSTIFICATION FOR DESIGNATING THE AREA AS APPROPRIATE FOR AN URBAN RENEWAL PROJECT SUBJECT TO CERTAIN CONDITIONS; FINDING A PORTION OF THE EAGLE RIDGE AREA INCLUDES CERTAIN PROPERTIES WITHIN THE UNINCORPORATED AREA OF BONNEVILLE COUNTY; FINDING AND DECLARING THE NEED FOR AN URBAN RENEWAL PROJECT FOR THE EAGLE RIDGE AREA; APPROVING CREATION OF THAT PORTION OF THE EAGLE RIDGE AREA LYING OUTSIDE OF THE CORPORATE BOUNDARIES OF THE CITY OF IDAHO FALLS AND WITHIN THE UNINCORPORATED AREA OF BONNEVILLE COUNTY; FINDING THAT THE JURISDICTIONAL BOUNDARIES OF THE CITY OF IDAHO FALLS AND BONNEVILLE COUNTY REMAIN THE SAME; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Idaho Falls Redevelopment Agency, an independent public body corporate and politic, authorized under the authority of the Idaho Urban Renewal Law of 1965, Chapter 20, Title 50, Idaho Code, as amended (hereinafter the "Law") and the Local Economic Development Act, Chapter 20, Title 50, Idaho Code, as amended (hereinafter the "Act"), is a duly created and functioning urban renewal agency for Idaho Falls, Idaho, hereinafter referred to as the "Agency".

WHEREAS, by Resolution dated July 6, 1966, the City of Idaho Falls created an urban renewal agency, pursuant to Chapter 47, Title 50, Idaho Code (now codified as Chapter 20, title 50, Idaho Code);

WHEREAS, there are several existing urban renewal project areas in the City of Idaho Falls, one of which includes properties within the unincorporated area of Bonneville County, subject to a 2003 Intergovernmental Agreement between the City of Idaho Falls and Bonneville County;

WHEREAS, it became apparent to the Agency that additional property within and around Idaho Falls may be deteriorating or deteriorated and should be examined as to whether such an area is eligible for urban renewal planning purposes;

WHEREAS, the Agency commenced certain discussions concerning examination of the new area as appropriate for an urban renewal project (the "Eagle Ridge Area");

WHEREAS, during 2014, the Agency authorized the commencement of an eligibility study and preparation of an eligibility report of an area located between I-15 and the Porter Canal south of Pancheri Drive and surrounding properties.

WHEREAS, the Agency has obtained an eligibility report (the "Report"), which examined an area in Idaho Falls, Idaho, in an area known as the Eagle Ridge Area for the purpose of determining whether such area was a deteriorating area and deteriorated area as defined by Idaho Code Sections 50-2018(9) and 50-2903(8);

WHEREAS, the Report dated July 2014 was submitted to the Agency;

WHEREAS, under the Idaho Urban Renewal Law, Section 50-2018(9), the definition of a deteriorating area shall not apply to any agricultural operation as defined in Section 22-4502(1), Idaho Code, absent the consent of the owner of the agricultural operation except for an agricultural operation that has not been used for three (3) consecutive years;

WHEREAS, additional analysis concerning any agricultural operations and additional requests for consent of property owners who may have such agricultural operations within the past three (3) consecutive years continues;

WHEREAS, Idaho Code Section 50-2018(18) states that an urban renewal agency cannot exercise jurisdiction over any area outside the City Limits without the approval of the other City or County declaring the need for an urban renewal plan for the proposed area;

WHEREAS, a portion of the Eagle Ridge Area includes certain properties within the unincorporated area of Bonneville County;

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WHEREAS, the Agency accepted the Report by way of Resolution 2014-4 at the July 17, 2014 Meeting of the Agency Board;

WHEREAS, pursuant to Idaho Code Section 50-2008, an urban renewal project may not be planned or initiated unless the local governing body has, by resolution determined such area to be a deteriorated area or deteriorating area, or combination thereof, and designated such area as appropriate for an urban renewal project;

WHEREAS, Idaho Code Section 50-2904, also requires that in order to adopt an urban renewal plan containing a revenue allocation financing provision, the local governing body must make a finding or determination that the area included in such plan is a deteriorated area or deteriorating area;

WHEREAS, the proposed Eagle Ridge Area has no impact on jurisdictional boundaries of Bonneville County;

WHEREAS, on July 28, 2014, representatives of the Agency presented the Report to the Bonneville County Commissioners requesting the Commissioners to consider adopting the findings concerning the proposed Eagle Ridge Area.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BONNEVILLE COUNTY, IDAHO, AS FOLLOWS:

Section 1. That the above statements are true and correct.

Section 2. That the findings of the Agency made on July 17, 2014, in Resolution No. 14-02, are hereby adopted by the Board of Bonneville County Commissioners.

Section 3. That there is a need for an urban renewal plan for the Eagle Ridge Area.

Section 4. That this Resolution shall be in full force and effect immediately upon its adoption and approval.

ADOPTED this 6th day of August, 2014.

BOARD OF BONNEVILLE
COUNTY COMMISSIONERS

s/ Roger S. Christensen
Roger Christensen, Chair

s/ Dave Radford
David Radford

ATTEST:

s/ Cheryl Matthiesen
Deputy Clerk

(SEAL)

Following is the Resolution by the City of Idaho Falls City Council:

AUGUST 14, 2014

RESOLUTION NO. 2014-12

BY THE COUNCIL:

A RESOLUTION BY THE IDAHO FALLS CITY COUNCIL DETERMINING A CERTAIN AREA WITHIN THE CITY TO BE A DETERIORATED OR DETERIORATING AREA AS DEFINED BY IDAHO CODE SECTIONS 50-2018(9) AND 50-2903(8); DIRECTING THE URBAN RENEWAL AGENCY OF IDAHO FALLS TO COMMENCE THE PREPARATION OF AN URBAN RENEWAL PLAN SUBJECT TO CERTAIN CONDITIONS, WHICH PLAN MAY INCLUDE REVENUE ALLOCATION PROVISIONS FOR ALL OR PART OF THE AREA; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on the 6th day of July, 1966, the Council and Mayor of Idaho Falls, Idaho, respectively, created the Idaho Falls Redevelopment Agency (hereinafter "Agency"), authorizing it to transact business and exercise the powers granted by Session Laws 1965, Chapter 246 (Chapter 20, Title 50, Idaho Code) upon making the findings of necessity required for creating said Urban Renewal Agency;

WHEREAS, the City Council of the City of Idaho Falls, Idaho (the "City"), on December 22, 1988, after notice duly published, conducted a public hearing on the Lindsay Boulevard Urban Renewal Plan (the "Urban Renewal Plan");

WHEREAS, following said public hearing the City adopted its Ordinance No. 1926 on December 23, 1988, approving the Urban Renewal Plan and making certain findings;

WHEREAS, the City, on December 10, 1992, after notice duly published, conducted a public hearing on the Amended and Restated Urban Renewal Plan (the "Amended and Restated Urban Renewal Plan");

WHEREAS, following said public hearing, the City adopted its Ordinance No. 2084 on December 10, 1992, approving the Amended and Restated Urban Renewal Plan and making certain findings;

WHEREAS, the City, on November 14, 2002, after notice duly published, conducted a public hearing on the Second Amended and Restated Urban Renewal Plan (the "Second Amended and Restated Urban Renewal Plan");

WHEREAS, following said public hearing, the City adopted its Ordinance No. 2467 on November 14, 2002, approving the Second Amended and Restated Urban Renewal Plan and making certain findings;

WHEREAS, the City, on October 14, 2004, after notice duly published, conducted a public hearing on the River Commons Urban Renewal Plan (the "River Commons Plan");

WHEREAS, following said public hearing, the City adopted its Ordinance No. 2256 on October 14, 2004, approving the River Commons Plan and making certain findings;

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WHEREAS, the City, on October 14, 2006, after notice duly published, conducted a public hearing on the First Amendment to the Second Amended and Restated Lindsay Boulevard Urban Renewal Plan, concerning the Downtown Addition (the "Downtown Addition");

WHEREAS, following said public hearing, the City adopted its Ordinance No. 2685 on December 14, 2006, approving the Downtown Addition and making certain findings;

WHEREAS, the City, on December 13, 2007, after notice duly published conducted a public hearing on the Pancheri-Yellowstone Urban Renewal Plan (the "Pancheri-Yellowstone Plan");

WHEREAS, following said public hearing, the City adopted its Ordinance No. 2731 on December 13, 2007, approving the Pancheri-Yellowstone Plan and making certain findings;

WHEREAS, based on inquiries and information presented, it has become apparent that additional property within the City may be deteriorating or deteriorated and should be examined as to whether such an area is eligible for urban renewal planning purposes;

WHEREAS, the Agency commenced certain discussions concerning examination of the additional area as appropriate for an urban renewal project;

WHEREAS, during 2014, the Agency authorized the commencement of an eligibility study and preparation of an eligibility report of an area located between I-15 and the Porter Canal south of Pancheri Drive and surrounding properties;

WHEREAS, the Agency has obtained an eligibility report (the "Report"), which examined an area in Idaho Falls, Idaho, in an area known as the Eagle Ridge Area which area also included property located in Bonneville County for the purpose of determining whether such area was a deteriorating area and deteriorated area as defined by Idaho Code Sections 50-2018(9) and 50-2903(8);

WHEREAS, the Report dated July 2014, has been submitted to the Agency, a copy of which is attached hereto as Exhibit A;

WHEREAS, the Agency also authorized the transmittal of the Report to Bonneville County for purposes of obtaining a resolution determining such area to be deteriorated and/or deteriorating and appropriate for an urban renewal project;

WHEREAS, pursuant to Idaho Code Sections 50-2018(9) and 50-2903(8), which lists the definition of deteriorating and a deteriorated area, many of the conditions necessary to be present in such an area are found in the Eagle Ridge Urban Renewal Project Area, *i.e.*,

- a. substantial number of deteriorated or deteriorating structures;
- b. predominance of defective or inadequate street layout;
- c. faulty lot layout in relation to size, adequacy, accessibility or usefulness;
- d. unsanitary or unsafe conditions;
- e. deterioration of site and other improvements;

- f. diversity of ownership;
- g. tax and special assessment delinquency;
- h. defective and unusual conditions of title;
- i. existence of conditions which endanger life or property by fire and other causes; and,
- j. any combination of such factors.

WHEREAS, the effects of the listed conditions cited in the Report result in economic underdevelopment of the area, substantially impairs or arrests the sound growth of a municipality, constitutes an economic or social liability, and is a menace to the public health, safety, morals, or welfare in its present condition or use;

WHEREAS, the Agency, on July 17, 2014, adopted Resolution No. 2014-4 (a copy of which is attached hereto as Exhibit B) accepting the Report and authorizing the Chairman of the Agency to transmit the Report to the City Council requesting its consideration for designation of an urban renewal area and requesting the City Council to direct the Agency to prepare an Urban Renewal Plan for the Eagle Ridge Area, which Plan may include a revenue allocation provision as allowed by law;

WHEREAS, the 2014 Report includes a preliminary analysis concluding the base assessment roll value for the Eagle Ridge Area along the base assessment rolls for the other plan areas does not exceed 10% of the overall property value of the City;

WHEREAS, under the Law and Act, Sections 50-2018(9) and 50-2903(8), the definition of a deteriorating area shall not apply to any agricultural operation as defined in Section 22-4502(1), Idaho Code, absent the consent of the owner of the agricultural operation except for an agricultural operation that has not been used for three (3) consecutive years;

WHEREAS, additional analysis concerning any agricultural operations and additional requests for consent of property owners who may have such agricultural operations within the past three (3) years continues;

WHEREAS, Idaho Code Section 50-2018(18) states that an urban renewal agency cannot exercise jurisdiction over any area outside the City Limits without the approval of the other City or County declaring the need for an urban renewal plan for the proposed area;

WHEREAS, a portion of the Eagle Ridge Area includes certain properties in unincorporated Bonneville County;

WHEREAS, Bonneville County was asked to adopt a resolution finding the need for an urban renewal project for the proposed Eagle Ridge Area;

WHEREAS, Bonneville County adopted the Agency's finding concerning the proposed Eagle Ridge Area by adopting Resolution No. 14-03 on August 6, 2014, which is attached hereto as Exhibit C.

WHEREAS, pursuant to Idaho Code Section 50-2008, an urban renewal project may not be planned or initiated unless the local governing body has, by resolution, determined such area to be a deteriorated area or deteriorating area, or combination thereof, and designated such area as appropriate for an urban renewal project;

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WHEREAS, Idaho Code Section 50-2904, also requires that in order to adopt an urban renewal plan containing a revenue allocation financing provision, the local governing body must have made a finding or determination that the area included in such plan is a deteriorated area or deteriorating area;

WHEREAS, it is desirable and in the best public interest that the Agency prepare an urban renewal plan for the area as the Eagle Ridge Area in the Report located in the City of Idaho Falls, County of Bonneville, State of Idaho;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO, AS FOLLOWS:

Section 1. That the City Council of Idaho Falls finds and declares:

a. That the Eagle Ridge Area described in the Report is a deteriorated or deteriorating area existing in Idaho Falls as defined by Chapters 20 and 29, Title 50, Idaho Code, as amended;

b. That there is a need for the Agency, an urban renewal agency, to function in accordance with the provisions of said Chapter 20 and 29, Title 50, Idaho Code, as amended, within a designated area for the purpose of establishing an urban renewal plan;

c. That the area identified as the Eagle Ridge Area in the Report is determined to be a deteriorated or deteriorating area, or a combination thereof, and such area is designated as appropriate for an urban renewal project;

d. That the area identified as the Eagle Ridge Area in the Report includes certain properties in unincorporated Bonneville County. Bonneville County has adopted a resolution finding the need for an urban renewal project for the proposed Eagle Ridge Area; and,

e. That the Agency will need to receive the required consents from the property owners prior to formally submitting the proposed urban renewal plan to the City of Idaho Falls for its consideration.

Section 2. That the Agency commence preparation of an Urban Renewal Plan for consideration by the Agency Board and, if applicable, final consideration by the City Council in compliance with Chapters 20 and 29, Title 50, as amended.

Section 3. That this Resolution shall be in full force and effect immediately upon its adoption and approval.

ADOPTED by the Council of the City of Idaho Falls, Idaho, this 14th day of August, 2014.

APPROVED by the Mayor of the City of Idaho Falls, this 14th day of August, 2014.

APPROVED:

s/ Rebecca L. Noah Casper
Rebecca L. Noah Casper, Mayor

AUGUST 14, 2014

ATTEST:

s/ Rosemarie Anderson

Rosemarie Anderson, City Clerk

(SEAL)

It was moved by Councilmember Hally, seconded by Councilmember Whittier, to approve the Resolution and supporting documentation directing the Idaho Falls Redevelopment Agency to prepare an Urban Renewal Plan for the Eagle Ridge Area and give authorization for the Mayor and City Clerk to execute the necessary documents. Roll call as follows:

Aye: Councilmember Ehardt
 Councilmember Parry
 Councilmember Whittier
 Councilmember Marohn
 Councilmember Lehto
 Councilmember Hally

Nay: None

Motion Carried.

The Public Hearing requesting to rezone from PB (Professional Business) to RSC-1 (Residential Shopping Center) and Reasoned Statement of Relevant Criteria and Standards for Lot 1, Block 3, Parkwood Meadows Addition, Division No. 1 was withdrawn by the Planning and Building Director.

There being no further business, it was moved by Councilmember Hally, seconded by Councilmember Ehardt, that the meeting adjourn at 10:31 p.m.

CITY CLERK

MAYOR
